



**CITY OF
BLOOMINGTON
COUNCIL MEETING
MARCH 25, 2019**



COMPONENTS OF THE COUNCIL AGENDA

RECOGNITION AND PROCLAMATION

Recognize individuals, groups, or institutions publically, as well as those receiving a proclamation, declaring a day, event, or person.

PUBLIC COMMENTS

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, 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 items appearing on the Council's Meeting Agenda. Persons who wish to address the Council should provide new information which 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, deliberate and seek additional information prior to making a decision.

MAYOR AND ALDERMAN

Mayor, At-Large - Tari Renner

City Aldermen

Ward 1 - Jamie Mathy
Ward 2 - Dave Sage
Ward 3 - Mboka Mwilambwe
Ward 4 - Amelia Buragas
Ward 5 - Joni Painter
Ward 6 - Karen Schmidt
Ward 7 - Scott Black
Ward 8 - Diana Hauman
Ward 9 - Kim Bray

City Manager - Tim Gleason

Deputy City Manager - Billy Tyus

CITY LOGO DESIGN RATIONALE

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

MISSION, VISION, AND VALUE STATEMENT

MISSION

To lead, serve and uplift the
City of Bloomington

VISION

A Jewel of the Midwest Cities

VALUES

Service-Centered,
Results-Driven,
Inclusive

STRATEGIC PLAN GOALS



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

AGENDA



CITY COUNCIL MEETING AGENDA
CITY HALL COUNCIL CHAMBERS
109 EAST OLIVE STREET, BLOOMINGTON, IL 61701
MONDAY, MARCH 25, 2019, 6:00 PM

1. Call to order
2. Pledge of Allegiance to the Flag
3. Remain Standing for a Moment of Silent Prayer
4. Roll Call
5. Recognition/Appointments
 - A. Presentation of the City of Bloomington Police Department Police Officer's Commission Certificate to the following Officers who have completed probation:
 - i. Calvin Rueb
 - ii. Jordan Downing
 - B. Appointments approved by City Council at the March 11, 2019 meeting.
 - i. Appointment of Olukayode Ajayi to the Human Relations Commission.
6. Public Comment
7. Consent Agenda
 - A. Consideration of approving the Minutes of the March 11, 2019 Regular City Council Meeting, as requested by the City Clerk Department. *(Recommend the reading of minutes be dispensed and approved as printed.)*
 - B. Consideration of approving Bills, Payroll, Electronic Transfers, and Procurement Card Purchases in the amount of \$5,853,538.52, as requested by the Finance Department. *(Recommend the Bills, Payroll, Electronic Transfers, and Procurement Card Purchases be allowed in the amount of \$5,853,538.52, and orders drawn on the Treasurer for the various amounts as funds are available.)*
 - C. Consideration of renewing Annual Cloud-Based Software Licensing, Hosting and Maintenance with Kronos, Inc., as requested by the Information Services Department. *(Recommend the Purchase be approved, and the Procurement Manager be authorized to issue a Purchase Order.)*
 - D. Consideration of a Memorandum of Understanding with the Ecology Action Center regarding the Solar Bloomington-Normal Program, as requested by the Community Development Department. *(Recommend the Memorandum of Understanding be approved, and the City Manager be authorized to execute the necessary documents.)*
 - E. Consideration of a Professional Services Agreement with Farnsworth Group, Inc., for the Hamilton Road Water Tower Rehabilitation, as requested by the

Public Works Department. *(Recommend the Professional Services Agreement be approved, and the City Manager and Interim City Clerk be authorized to execute necessary documents.)*

- F. Consideration of a Resolution authorizing a Change Order in the amount of \$150,000 to the FY 2019 Utility Maintenance Agreement awarded to George Gildner, Inc. for funding sump pump drain line installations and other storm water improvements, as requested by the Public Works Department. *(Recommend the Resolution authorizing a Change Order be approved, and the Mayor and Interim City Clerk be authorized to execute the necessary documents.)*
- G. Consideration of a resolution waiving the technical bidding requirements and approving a contract with Brenntag Mid-South, Inc., as requested by the Public Works Department. *(Recommend the Resolution Waiving the Technical Bidding Requirements and Approving a Contract with Brenntag Mid-South, Inc. be approved, and the Mayor and Interim City Clerk be authorized to execute the Resolution.)*
- H. Consideration of an Ordinance amending Chapter 45 of the Bloomington City Code to require carbon monoxide detectors, as requested by the Community Development Department. *(Recommend that the Ordinance be adopted, and the Mayor and City Clerk be authorized to execute the necessary documents.)*
- I. Consideration of approving a one-year lease extension for Farm #8827 and a new, one-year farm lease for Farm #8425, as requested by the Legal Department. *(Recommend the 2019 short-term farm leases be approved, and the City Manager and Interim City Clerk be authorized to execute the necessary documents.)*
- J. Consideration of three (3) Ordinances approving and accepting the dedications of a public storm sewer easements, public water main easements, and sanitary sewer easements and approving associated easement agreements with On Veterans, LLC, On Veterans II, LLC, On Veterans III, LLC and the City of Bloomington, Illinois, as requested by the Public Works Department. *(Recommend the three (3) Ordinances be approved, and the Mayor and Interim City Clerk be authorized to execute the necessary documents.)*
- K. Consideration of a Resolution allowing the Bloomington Columbian Home Association (d/b/a Knights of Columbus #574), to apply for and receive a video gaming license from the City, as requested by the Legal Department. *(Recommend that the Resolution be approved, and the Interim City Clerk be directed to process the application.)*
- L. Consideration of an Ordinance amending Chapter 2 of the Bloomington City Code increasing the City Manager's settlement authority for workers' compensation claims from \$25,000 to under \$100,000, as requested by the Human Resources Department. *(Recommend the Ordinance be approved, and the Mayor and Interim City Clerk authorized to execute the Ordinance.)*

8. Regular Agenda

- A. Presentation of the "Not In Our Town" (NIOT) Annual Report, as requested by the Administration Department. *(Presentation only.) (Brief overview by Tim Gleason,*

City Manager; Presentation by Mike Matejka, NIOT, 10 minutes; and City Council discussion, 5 minutes.)

- B. Consideration of an ordinance enacting video gaming license fees and amending the City Code to set the video gaming license period from May 1 to April 30 of each year, as requested by the Administration and Finance Departments. *(Recommend that the Ordinance Amending the Schedule of Fees to Enact a Video Gaming License Fee and Amending Chapter 7 of the City Code on the Renewal of Video Gaming Licenses, be approved, and the Mayor and Interim City Clerk authorized to execute the Ordinance.) (Brief overview by Tim Gleason, City Manager, 5 minutes and City Council discussion, 5 minutes.)*
- C. Consideration of an Ordinance amending Bloomington City Code, Chapter 39, to increase the Local Motor Fuel Tax by four cents (\$0.04) per gallon to a total of eight cents (\$0.08), effective May 1, 2019, as requested by the Public Works Department. *(Recommend the Ordinance be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.) (Brief overview by Tim Gleason, City Manager, 5 minutes and City Council discussion, 5 minutes.)*
- D. Consideration of an Ordinance amending the Fiscal Year 2019 Budget Source of Funds for the previously approved Miller Park Zoo Concession Stand and Parking Lot, from the \$600,000 portion targeted for a bank loan to a Use of Fund Balance, as requested by the Finance Department. *(Recommend the Ordinance be approved, and the Mayor and Interim City Clerk be authorized to execute the necessary documents.) (Brief overview by Tim Gleason, City Manager; presentation by Scott Rathbun, Finance Director, 5 minutes; and City Council discussion, 5 minutes.)*

9. City Manager's Discussion

- A. Finance Director's Report

10. Mayor's Discussion

11. City Aldermen's Discussion

12. Executive Session - Cite Section

- A. Claim Settlement - Section 2(c)(12) of 5 ILCS 120 (5 minutes)
- B. Litigation - Section 2(c)(11) of 5 ILCS 120 (10 minutes)
- C. Collective Bargaining - Section 2(c)(2) of 5 ILCS 120 (10 minutes)

13. Adjournment

14. Notes

RECOGNITIONS



Council Date: March 25, 2019

COUNCIL AGENDA ITEM NO. 5

Recognition/Appointments

- A. Presentation of the City of Bloomington Police Department Police Officer's Commission Certificate to the following Officers who have completed probation:
 - i. Calvin Rueb
 - ii. Jordan Downing
- B. Appointments approved by City Council at the March 11, 2019 meeting.
 - i. Appointment of Olukayode Ajayi to the Human Relations Commission.

CONSENT AGENDA



CONSENT AGENDA ITEM NO: 7A

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: City Clerk

SUBJECT: Consideration of approving the Minutes of the March 11, 2019 Regular City Council Meeting, as requested by the City Clerk Department.

RECOMMENDATION/MOTION: The reading of minutes be dispensed and approved as printed.

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

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

Respectfully submitted for Council consideration.

Prepared by:

Leslie Yocum, Interim City Clerk

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', written over a horizontal line.

Tim Gleason,
City Manager

Attachments:

- CLK 1B MINUTES MARCH 11, 2019 REGULAR CITY COUNCIL MEETING



CONSENT AGENDA ITEM NO. 7B

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Finance

SUBJECT: Consideration of approving Bills, Payroll, Electronic Transfers, and Procurement Card Purchases in the amount of \$5,853,538.52, as requested by the Finance Department.

RECOMMENDATION/MOTION: The Bills, Payroll, Electronic Transfers, and Procurement Card Purchases be allowed in the amount of \$5,853,538.52, and orders drawn on the Treasurer for the various amounts as funds are available.

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, Payroll, Electronic Transfers, and Procurement Card Purchases on file in the City Clerk's Department, available at www.cityblm.org.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Total disbursements to be approved \$5,853,538.52 (Payroll total \$2,349,254.85, Accounts Payable total \$2,975,767.04, Electronic Transfers total \$427,087.19, and Procurement Card total \$101,429.44).

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Frances Watts, Accounts Payable

Reviewed By: Scott Rathbun, Finance Director

Recommended By:

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

Tim Gleason
City Manager

Attachment:

- FIN 1A - Financial Summary Sheet



CONSENT AGENDA ITEM NO. 7C

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Information Services

SUBJECT: Consideration of renewing Annual Cloud-Based Software Licensing, Hosting and Maintenance with Kronos, Inc., as requested by the Information Services Department.

RECOMMENDATION/MOTION: The Purchase be approved, and the Procurement Manager be authorized to issue a Purchase Order.

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: During the November 28, 2016 meeting, Council provided approval for a project to replace the City's antiquated time keeping and scheduling solutions with a workforce management solution from Kronos, Inc. for Workforce Management Suite and Workforce TeleStaff software subscription. This request before Council is to approve the annual maintenance/licensing renewal of this cloud-based solution.

As set forth in the original agreement, the annual cost for licensing, cloud-based hosting, maintenance and support is \$106,950.00 per year through fiscal year 2021. This year's renewal cost is higher (\$110,070.00) as more licenses were added to the initial count. Maintenance renewal cost per license matches the original agreement. Staff is requesting Council approval for the fiscal year 2019 payment.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: The funds are budgeted in the Information Services - Repair and Maintenance Office and Computer Equipment account (10011610-70530). Stakeholders can locate this in the FY 2019 Budget Book titled "Budget Overview & General Fund" on page 160.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

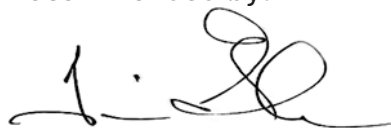
Prepared By: Scott Sprouls, Information Services Director

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By:

Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- IS 1B INVOICE #11402374, \$72,144.00 WORKFORCE TIMEKEEPER
- IS 1C INVOICE #11402429, \$37,926.00 WORKFORCE TELESTAFF



CONSENT AGENDA ITEM NO. 7D

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Community Development

SUBJECT: Consideration of a Memorandum of Understanding with the Ecology Action Center regarding the Solar Bloomington-Normal Program, as requested by the Community Development Department.

RECOMMENDATION/MOTION: The Memorandum of Understanding be approved, and the City Manager be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 5. Great Place - Livable, Sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objective 5c. Incorporation of "Green Sustainable" concepts into City's development and plans.

BACKGROUND: In 2014 Michael Brown, Executive Director of the Ecology Action Center (EAC), presented to the City Council a Greenhouse Gas Emissions Inventory Study for Bloomington and Normal. The study, commissioned by the City and Town of Normal, was intended to establish baseline data that could later be used to assess the community's progress toward reduced carbon emissions and ultimately to develop a Climate Action Plan. The study also recommended steps that both the City and Town could take to reduce emissions, including an increased use of renewable energy.

In order to further promote the adoption of renewable energy, the EAC in 2016 successfully partnered with the Midwest Renewable Energy Association to offer a "solar group buy" program to residents and businesses in McLean County. Through this program, the EAC issued a request for proposals (RFP) to select a certified installer for the program who offered solar at a reduced rate to program participants.

Staff from both the City and the Town partnered in this 2016 initiative by reviewing RFP submittals and co-hosting several free public informational sessions at City and Town facilities. The same program occurred again in 2018, and the City and Town partnered in the same manner with the EAC. Through the 2016 and 2018 program years, the community installed over 800kW of solar in McLean County on 60 different properties.

The Ecology Action Center has approached the City and Town with a memorandum of understanding (MOU) outlining cooperation for a third solar group buy program scheduled for 2019. The process would be much the same, with City and Town staff working with staff from the EAC to assist with the RFP process and informational sessions. The Normal Town Council approved a MOU with the EAC on March 4, 2019.

Because this partnership will continue progress on the Greenhouse Gas Emissions Inventory Study and further the goals the City's most recent Comprehensive Plan, City staff recommend

approval of the MOU as submitted. If approved, the EAC plans to move ahead with the issuance of an RFP in March.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Ecology Action Center.

FINANCIAL IMPACT: No City funds will be expended as part of this MOU. It is estimated that City staff time in support of this program will not exceed 40 hours during the 2019 program year.

COMMUNITY DEVELOPMENT IMPACT: Comprehensive Plan 2035: Goal: UEW 2- Promote and facilitate energy conservation and alternate energy generation and resources; Objective: UEW-2.1 Reduce municipal and community energy use by at least 20% by 2035 by adopting building codes, feasibly diversifying energy sources and encouraging alternate technologies; Objective: UEW-2.2 Ensure at least 25% of energy use comes from renewable energy sources.

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

Respectfully submitted for Council consideration.

Prepared By: Austin Grammer, Economic Development Coordinator

Reviewed By: Bob Mahrt, Community Development Director

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- CD 1B MOU EAC 2019 SOLAR PROGRAM

 CITY OF
Bloomington **ILLINOIS**
CONSENT AGENDA ITEM NO. 7E

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration of a Professional Services Agreement with Farnsworth Group, Inc., for the Hamilton Road Water Tower Rehabilitation, as requested by the Public Works Department.

RECOMMENDATION/MOTION: The Professional Services Agreement be approved, and the City Manager and Interim City Clerk be authorized to execute necessary documents.

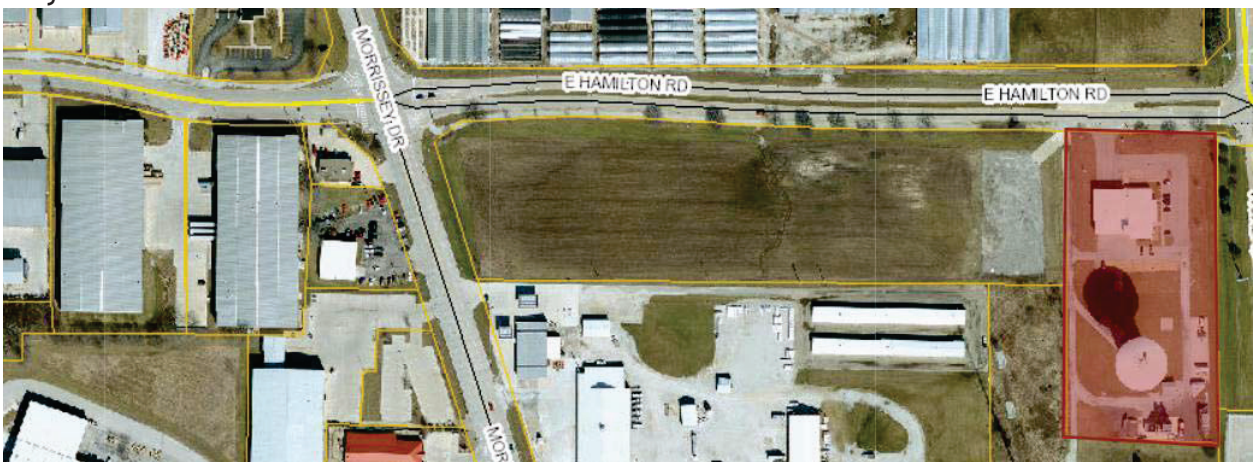
STRATEGIC PLAN LINK: Goal 2. Upgrade City Infrastructure and Facilities.

STRATEGIC PLAN SIGNIFICANCE: Objective 2b. Quality water for the long term.

BACKGROUND: Public Works is recommending the approval of a Professional Services Contract with Farnsworth Group, Inc., for the Hamilton Road Water Tower Rehabilitation, in the amount of \$69,467.22. Farnsworth Group, Inc. performed an inspection in September 2018. The inspection concluded that significant repairs needed to be completed on the Hamilton Road Water Tower. Farnsworth's proposed services include design, bidding assistance, and construction observation services.



The tower, constructed in 1996, is located at 1909 East Hamilton Road. The location is shown on the map on the next page. This is an elevated tank that holds two million gallons of treated water. This tank is used for storage and to augment the City's water pressure throughout the water system.



The Hamilton top entry hatch (right) shows significant corrosion. The deterioration if not repaired could, over time, cause rain water, debris and/or animals to infiltrate the tank. This type of infiltration could contaminate the City's treated water system.

The photos below show the inside roof supports for Hamilton Tank. There is severe corrosion and deterioration to the supports which if not remedied could in the future pose the potential for a catastrophic failure to the structure. This type of failure in the system would be cause for the possibility of a citywide boil order and impact the City's ability to appropriately operate the water system.



2018 Farnsworth Group, Inc.



2018 Farnsworth Group, Inc.



2018 Farnsworth Group, Inc.

Through Resolution 2016-10, the City Council approved a list of pre-qualified vendors for engineering, architectural and land surveying services. Resolution 2016-10 established seven categories of such services and identified qualified vendors to provide such services in each category. City staff reviewed the four firms under the structural category and determined Farnsworth Group, Inc. to be the most qualified firm to do the work.

Based on Farnsworth Group, Inc. selection under RFQ 2016-04 and their experience in the design and construction of elevated water tanks, Farnsworth was asked to submit a proposal for design and construction observation services associated with the Hamilton Road Water Tower Rehabilitation. Farnsworth's proposed Scope of Services and Agreement for Professional Services fee of \$69,467.22 is a not to exceed total. For this specific project, as outlined above, Farnsworth was deemed to be the most qualified and best fit for the work out of the pre-qualified Engineering firms.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Funds are available in the Water Transmission & Distribution - Other Professional account (50100120-70220). Stakeholders can locate this in the FY 2019 Budget Book titled "Other Funds & Capital Improvement" on page 122.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment; Objective UEW-1.5. Reliable water supply and distribution system that meets the needs of the current and future residents.

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

Respectfully submitted for Council consideration.

Prepared By: Aaron Kinder, Supt. of Mechanical Maintenance
Michael Hill, Miscellaneous Technical Assistant

Reviewed By: Jim Karch, P.E., MPA, Director of Public Works

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- PW 1B AGREEMENT HAMILTON ROAD WATER TOWER REHABILITATION 03252019



CONSENT AGENDA ITEM NO. 7F

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration of a Resolution authorizing a Change Order in the amount of \$150,000 to the FY 2019 Utility Maintenance Agreement awarded to George Gildner, Inc. for funding sump pump drain line installations and other storm water improvements, as requested by the Public Works Department.

RECOMMENDATION/MOTION: The Resolution authorizing a Change Order be approved, and the Mayor and Interim City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goals 2. Upgrade City Infrastructure and Facilities and 5. Great Place - Livable, Sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objectives 2c. Functional, well maintained sewer collection system and 5a. Well-planned City with necessary services and infrastructure.

BACKGROUND: Public Works is recommending a change order, which will add \$150,000.00 to the FY 2019 Utility Maintenance agreement awarded to George Gildner, Inc. on April 23, 2018 (Bid No. 2018-40). The additional funds will be used for sump pump drain line installation projects and other miscellaneous storm water maintenance needs. These projects will address areas that have sump pump lines that discharge water on the ground. The surface discharges of sump pump lines create slippery and hazardous sidewalk and road conditions in the winter months. There are numerous known problem areas for above ground sump pump discharges (see photo for example). Staff will prioritize the installations based on the severity of the problems and improve the locations with the most surface discharges that create the previously mentioned icy conditions in the winter months. Staff recommends addressing these locations as soon as possible.



Along with storm water maintenance, this agreement includes sanitary sewer, force main, pump station, water main, and other City utility repairs that are not emergencies. The work performed under the Utility Maintenance agreement is beyond the capability of City crews due to the lack of necessary equipment or available staffing.

The FY 2019 Utility Maintenance agreement amount is \$870,000. The Storm Water Fund comprises \$125,000 of the total agreement amount. To date, projects coordinated by staff have paid out approximately \$100,500 of the Storm Water Fund for this agreement, leaving approximately \$24,500 remaining.

In FY 2019, the City budgeted \$150,000 for sump pump drain line installations at various locations throughout the City. After the adoption of the FY 2019 Budget, Public Works crews offered to complete the planned work and, consequently, a project was not let in order to allow time for staff to undertake projects. Public Works experienced a staffing change and encountered higher priority projects that prohibited staff from completing the sump pump drain line work. Staff recommends the work be completed utilizing the funds originally budgeted for this effort. Gildner, Inc. has the capacity to utilize the budgeted funds and improve the areas of concern.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: This work was originally advertised in The Pantagraph on March 22, and March 29, 2018, and a pre-bid meeting was held at 1:30 PM on March 27, 2018, in the Public Works Department Conference Room.

FINANCIAL IMPACT: The funding is proposed to be taken from the Storm Water - Sewer Construction & Improvement account (53103100-72550) which was originally budgeted for the Sump Pump Drainage System Program. Stakeholders can locate this in the FY 2019 Budget Book titled "Other Funds & Capital Improvement" on pages 150, 244, 324, and 327.

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.

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

Respectfully submitted for Council consideration.

Prepared By:	Wardney F. Snarr, P.E., Project Engineer Michael Hill, Miscellaneous Technical Assistant
Reviewed by:	Jim Karch, P.E., MPA, Director of Public Works
Finance & Budgetary Review By:	Chris Tomerlin, Budget Manager Scott Rathbun, Finance Director
Legal Review By:	Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- PW 2B RESOLUTION FY 2019 UTILITY MAINTENANCE AGREEMENT CHANGE ORDER 03252019
- PW 2C AGREEMENT FY 2019 UTILITY MAINTENANCE AGREEMENT CHANGE ORDER 03252019
- PW 2D MEMO (ORIGINAL) FY2019 UTILITY MAINTENANCE CONTRACT CHANGE ORDER 03252019

 CITY OF
Bloomington **ILLINOIS**
CONSENT AGENDA ITEM NO. 7G

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration of a resolution waiving the technical bidding requirements and approving a contract with Brenntag Mid-South, Inc., as requested by the Public Works Department.

RECOMMENDATION/MOTION: The Resolution Waiving the Technical Bidding Requirements and Approving a Contract with Brenntag Mid-South, Inc. be approved, and the Mayor and Interim City Clerk be authorized to execute the Resolution.

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 manner.

BACKGROUND: Public Works is recommending the approval of a \$71,069.52 contract with Brenntag Mid-South, Inc., in order to purchase cationic polymer and anionic polymer for water treatment purposes.

Each year, staff requests competitive bids for most of the Public Works Department's annual water treatment chemical needs. However, these bids historically have not included polymers for the water clarification process. The Public Works Department, through years of exhaustive bench testing and actual use at the Water Treatment Plant, have determined which polymers work with the specific water quality desired by our Water Treatment Plant.

The current agreement with Brenntag Mid-South, Inc. expires on April 30, 2019. Staff are requesting that the proposed contract begin May 1, 2019 and extend through April 30, 2020. The quoted prices for both polymers (\$0.84 per pound for cationic polymer and \$1.55 per pound for anionic polymer) include delivery. The current quoted prices and increases are shown below.

Polymer	Current Rate	Proposed Rate	Percent Increase
Cationic Polymer	\$0.75 per pound	\$0.84 per pound	12.0% Increase
Anionic Polymer	\$1.47 per pound	\$1.55 per pound	5.4% Increase

The proposed increase in polymer rates is due to the volatility within the oil and polymer markets, which has increased significantly since March of 2017.

Historical average dosages of the cationic and anionic polymers are 12.4 and 4.7 pounds per million gallons of water treated, respectfully. Assuming a relatively dry year with an average rate of 11 million gallons pumped per day, costs would be \$41,820.24 for cationic polymer and \$29,249.28 for anionic polymer for a total annual expenditure of \$71,069.52.

The polymers used by the City are as follows:

Polymer	Product Name	Typical Dosage
Cationic Polymer	Robin 120	~1.25 - 1.75 parts per million
Anionic Polymer	Robin 30A	~0.25 - 0.50 parts per million

The City uses two (2) different types of polymers for two (2) different purposes. Both types are extremely critical in removing particles from the reservoir water that is being used. The broad difference between the two (2) polymers is that one (1) polymer has a net positive charge (cationic) and the other has a net negative charge (anionic). The cationic polymer is used to neutralize the net negative surface charges of the particles in the reservoir water, which then collide and stick together in the large groups of particles, (algae, bacteria, silt, possible disease causing organisms, etc.), which settle out as heavier than water particles and are removed during treatment. The anionic polymer improves the settling characteristics of the heavier than water particles and the minerals (hardness) that are removed during the softening process. Both types of polymers are extremely important in assuring that small particles of potential health significance are removed during treatment.

Polymers are, generally, long chains of carbon groups linked together with other functional groups to “connect” the heavier than water particles and precipitated minerals to improve their settling characteristics. Small changes in formulations can have large effects on treatment performance. Characteristics of individual water sources and temperature also affect polymer performance.

Many surface reservoirs in Central Illinois use a variation of a class of polymers called poly-diallyldiammonium chloride (polyDADMAC for short). The City uses a low molecular weight version that is currently purchased from Brenntag Mid-South, Inc. The anionic polymer is also purchased from Brenntag Mid-South, Inc. Once a polymer is found that works well for a water source and treatment system, utilities generally stay with the product unless reliability of supply or its raw water or polymer characteristics change to where treatment efficiencies change.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Funds are included in the FY 2020 Proposed Budget under the Water Purification-Water Chemicals account (50100130-71720). Stakeholders can locate this in the FY 2020 Proposed Budget Book titled “Other Funds & Capital Improvement” on page 85.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment; Objective UEW-1.5. Reliable water supply and distribution system that meets the needs of the current and future residents.

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

Respectfully submitted for Council consideration.

Prepared By:

Rick Twait, Superintendent of Purification
Brett Lueschen, Operations Manager Water Division

Michael Hill, Miscellaneous Technical Assistant

Reviewed By:

Jim Karch, P.E., MPA, Director of Public Works

Finance & Budgetary Review By:

Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By:

Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- PW 3B RESOLUTION POLYMER CHEMICALS 03252019
- PW 3C CONTRACT POLYMER CHEMICALS 03252019
- PW 3D QUOTE POLYMER CHEMICALS 03252019
- PW 3E INSURANCE POLYMER CHEMICALS 03252019

CITY OF
Bloomington ILLINOIS
CONSENT AGENDA ITEM NO. 7H

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Community Development

SUBJECT: Consideration of an Ordinance amending Chapter 45 of the Bloomington City Code to require carbon monoxide detectors, as requested by the Community Development Department.

RECOMMENDATION/MOTION: That the Ordinance be adopted, and the Mayor and City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: 4. Strong Neighborhoods.

STRATEGIC PLAN SIGNIFICANCE: Objective 4a. Residents feeling safe in their homes and neighborhoods.

BACKGROUND: The Illinois Carbon Monoxide Alarm Detector Act provides that every residential occupancy in Illinois is required to have at least one carbon monoxide alarm in an operating condition within 15 feet of every room used for sleeping purposes. Residential occupancies that do not rely on the burning of fuel for heat, ventilation or hot water; are not connected to a garage; and are not near a source of carbon monoxide are not required to install carbon monoxide detectors. In addition, carbon monoxide alarm detectors are required for all new construction under the International Residential Code 2012 and the International Building Code 2012, both adopted by the City.

Recently, City staff and the Property Maintenance Review Board (PMRB) reviewed ways to improve carbon monoxide compliance with existing residential properties under the Rental Property Inspection Program. As part of that review, the PMRB and City staff are recommending an amendment to the City Code as follows:

Section 704.5 Carbon Monoxide Detectors.

Carbon monoxide detectors shall be installed and maintained in all residential occupancies within fifteen (15) feet of every room used for sleeping purposes in buildings that rely on combustion of fossil fuel for heat, cooking, ventilation or hot water, or that are directly connected to a garage.

The PMRB preliminarily discussed the carbon monoxide detector regulations on January 24, 2019. On February 28, 2019, the PMRB unanimously passed a recommendation in favor of the amendment. In making this recommendation, the PMRB and Community Development staff reviewed the Illinois Carbon Monoxide Alarm Detector Act as well as regulations established by several regional communities in order to develop regulations that best address our community's needs.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: On January 24, 2019, the Property Maintenance Review Board preliminarily discussed the carbon monoxide detector regulations. At a Special Meeting on February 28, 2019, the PMRB unanimously passed a recommendation in favor of the amendment by a vote of 5-0.

FINANCIAL IMPACT: Staff anticipates no significant financial impact for administration and enforcement of carbon monoxide detector regulations.

COMMUNITY DEVELOPMENT IMPACT: Comprehensive Plan 2035: Goal: H-1 Ensure the availability of safe, attractive and high quality housing stock to meet the needs of all current and future residents of Bloomington.

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

Respectfully submitted for Council consideration.

Prepared By: Bob Mahrt, Community Development Director

Reviewed By: Jennifer Toney, Grants Coordinator

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: George D. Boyle, Assistant Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- CD 1B ORDINANCE CARBON MONOXIDE
- CD 1C PROPERTY MAINTENACE REVIEW BOARD MEETING PACKET



CONSENT AGENDA ITEM NO. 71

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENTS: Legal; Public Works; and Parks, Recreation, & Cultural Arts Departments

SUBJECT: Consideration of approving a one-year lease extension for Farm #8827 and a new, one-year farm lease for Farm #8425, as requested by the Legal Department.

RECOMMENDATION/MOTION: The 2019 short-term farm leases for Farm #8827 and Farm #8425, be approved, and the City Manager and Interim City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 1. Financially Sound City Providing Quality Basic Services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1e. Partnering with others for the most cost effective service delivery.

BACKGROUND: The City of Bloomington owns three (3) properties that are eligible to be leased for farming purposes. Two (2) of the properties are located in McLean County with the third property is located in Woodford County.

At the February 8, 2016, Council Meeting, the Council voted to convert all City farm leases to Cash Rent Leases. Two (2) of the three (3) farms leases expired on February 28, 2019.

Action related to the remaining one (1) property is not required at this time. The remaining property is under contract as a prairie life preserve as part of a federal grant which includes a 50-year term.

Each crop season runs from March 1st to February 28th. The lease terms proposed are for one (1) crop season. Under the model approved by Council in 2016, each year the City considers current market, per acre rates in negotiating annual crop season leases. The City also reserves the right to put the properties out to bid annually should it decide.

For the 2019 crop season, staff recommends that the proposed Cash Rent leases be executed under existing terms for one year. Rental rates are based off averages provided by the National Agricultural Statistical Service, USDA and consider each property's specific crop yield. 2018 farm statistics show a 5% increase in crop production from 2017.

The proposed one-year extension for Farm #8827 will be the third extension granted if approved. For Farm #8425, the previous tenant farmer passed away in the fall of 2018. Since his passing, his wife has decided to not move forward with farming the land in the future. However, a neighboring tenant farmer has come forward with interest in farming the land for the 2019 crop season. He has agreed to the exact terms from the previous lease should the

lease be approved. Due to the crop season starting, staff recommends that a new, one-year lease be executed with the neighboring tenant farmer.

Both leases, if approved, would allow the farms to be farmed for the 2019 crop season only. Staff will then put both farms out to bid this fall. Staff and the proposed farm lessees believe this to be a fair approach.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: The Parks portion of this revenue of \$9,251.80 is receipted under the Park Dedication-Property Owner Contributions account (24104100-57320). The Water portion of \$4,828.11 is receipted under Water Administration-Other Miscellaneous Revenue account (50100110-57990). Stakeholders can locate this in the FY 2019 Budget Book titled “Other Funds & Capital Improvement” on pages 44 for Park Dedication and 117 for Water Administration.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Leslie Yocum, Contract Administrator

Reviewed By: Jim Karch, Public Works Director
Jay Tetzloff, Director of Parks, Recreation, & Cultural Arts

Financial & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended By:



Tim Gleason
City Manager

Attachments:

- LGL 1B LEASE FARM #8827
- LGL 1C LEASE FARM #8425

CITY OF
Bloomington ILLINOIS
CONSENT AGENDA ITEM NO. 7J

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration of three (3) Ordinances approving and accepting the dedications of a public storm sewer easements, public water main easements, and sanitary sewer easements and approving associated easement agreements with On Veterans, LLC, On Veterans II, LLC, On Veterans III, LLC and the City of Bloomington, Illinois, as requested by the Public Works Department.

RECOMMENDATION/MOTION: That the three (3) Ordinances be approved, and the Mayor and Interim City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 3. Grow the Local Economy.

STRATEGIC PLAN SIGNIFICANCE: Objective 3a. Retention and growth of current local businesses.

BACKGROUND: Public Works is recommending the approval of the three (3) subject ordinances to dedicate easements on three adjoining properties, each owned by a separate entity related to the other two.

(1) an Ordinance approving and accepting the dedication of a public storm sewer easement, public water main easement, and sanitary sewer easement and approving the associated easement agreement between On Veterans, LLC and the City of Bloomington, Illinois;
(2) an Ordinance approving and accepting the dedication of a public storm sewer easement, public water main easement, and sanitary sewer easement and approving the associated easement agreement between On Veterans II, LLC and the City of Bloomington, Illinois; and
(3) an Ordinance approving and accepting the dedication of a public water main easement and a sanitary sewer easement and approving the associated easement agreement between On Veterans III, LLC and the City of Bloomington, Illinois, as requested by the Public Works Department.

Dedication of the easements on the plats is necessary to allow the City to accept the proposed easements for the currently existing water main, sanitary sewer and storm sewer.

A commercial building is proposed for the property owned by On Veterans II, LLC. This commercial building can only connect to the adjacent water main if it is a publicly owned and maintained water main in a dedicated easement.



COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: On Veterans, LLC, On Veterans II, LLC, and On Veterans III, LLC

FINANCIAL IMPACT: On Veterans, LLC, On Veterans II, LLC, and On Veterans III, LLC paid all survey and plat costs.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment; Objective UEW-1.5. Reliable water supply and distribution system that meets the needs of the current and future residents. 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

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

Respectfully submitted for Council consideration.

Prepared By: Anthony J. Meizelis, P.E., Civil Engineer
Michael Hill, Miscellaneous Technical Assistant

Reviewed By: Jim Karch, Director of Public Works

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Water/Community Dev. Review By: Katie Simpson, City Planner

Legal Review By: George D. Boyle, Assistant Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', with a stylized, looping flourish at the end.

Tim Gleason
City Manager

Attachments:

- PW 4B PETITION, AGREEMENT AND PLAT - ON VETERANS LLC On Veterans Easements
- PW 4C ORDINANCE - On Veterans LLC Easements
- PW 4D PETITION, AGREEMENT AND PLAT - ON VETERANS II LLC On Veterans Easements
- PW 4E ORDINANCE - On Veterans II LLC Easements
- PW 4F PETITION, AGREEMENT AND PLAT - ON VETERANS III LLC On Veterans Easements
- PW 4G ORDINANCE - On Veterans III LLC Easements
- PW 4H FINAL PLAT MAP On Veterans Easements



CONSENT AGENDA ITEM NO. 7K

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Legal Department

SUBJECT: Consideration of a Resolution allowing the Bloomington Columbian Home Association (d/b/a Knights of Columbus #574), to apply for and receive a video gaming license from the City, as requested by the Legal Department.

RECOMMENDATION/MOTION: The Resolution be approved, and the Interim City Clerk be directed to process the application.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1c. Engaged residents that are well informed and involved in an open governance process.

BACKGROUND: On February 27, 2018, the City Council adopted an ordinance requiring establishments having video gaming to obtain City of Bloomington video gaming licenses. The same ordinance provided for a moratorium on acceptance of applications for new video gaming licenses until March 1, 2019. The City Council subsequently extended the moratorium until September 1, 2019, and further updated the provision on waiver of the moratorium, to provide that the City Council may waive the license restrictions, by a vote of two-thirds of the City Council, if the applicant is a fraternal organization and said organization can demonstrate that the establishment had applied for a video gaming license from the Illinois Gaming Board on or before March 1, 2019.

The Bloomington Columbian Home Association, d/b/a Knights of Columbus #574, (hereinafter "Knights"), located at 1706 RT Dunn Drive, Bloomington, Illinois, submitted to the City a document entitled "Video Gaming Establishment License" showing that the Knights had a pending application with the Illinois Gaming Board for a video gaming license, and had been issued a license, on December 12, 2018. Further, the Knights provided documentation demonstrating that it operates as a member of a fraternal organization. Since this video gaming license was issued prior to March 1, 2019, and the Knights are a fraternal organization, the City Code allows the City Council to waive the moratorium by a vote of two-thirds of the City Council.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If approved, additional video gaming tax revenue could be generated. Video Gaming tax is posted to the Non-Departmental-Video Gaming Tax account (10010010-50070). Stakeholders can locate this in the FY 2019 Budget Book titled Budget Overview & General Fund on page 119.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Jeffrey R. Jurgens, Corporation Counsel

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- LGL 1B Knights of Columbus Resolution



CONSENT AGENDA ITEM NO. 7L

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Human Resources

SUBJECT: Consideration of an Ordinance amending Chapter 2 of the Bloomington City Code increasing the City Manager's settlement authority for workers' compensation claims from \$25,000 to under \$100,000, as requested by the Human Resources Department.

RECOMMENDATION/MOTION: The Ordinance be approved, and the Mayor and Interim City Clerk authorized to execute the Ordinance.

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 levels of services.

BACKGROUND: In the event there is litigation or potential litigation involving the City of Bloomington, or workers' compensation claims, Chapter 2, Section 54A, of the Bloomington City Code currently authorizes the City Manager settlement authority on behalf of the City up to \$25,000. City staff is requesting a change to the City Code to increase the City Manager's authority up to \$100,000 for workers' compensation claims only. The City Manager's settlement authority for all other claims will remain at \$25,000. The amended ordinance also clarifies that "pending and potential litigation" includes administrative hearing matters.

This change is being brought forward in order to streamline the settlement process in an area in which staff will utilize an attorney or Third Party Administrator's expertise to determine the value of a settlement amount for an employee injury. All settlements will continue to be reviewed and supported by legal counsel utilizing industry standard formulas applicable to each case. This request is being made in an effort to reduce Council's time in reviewing settlements, which have been properly vetted and, historically, have not received Council criticism.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Per Human Resources, if approved, workers' compensation settlements are not estimated to increase beyond what is already laid out in the budget.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By:

Nicole R. Albertson, Human Resources Director

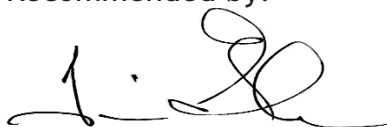
Finance & Budgetary Review By:

Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By:

Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- HR 2B ORDINANCE City Manager Settlement Authority

REGULAR AGENDA

 CITY OF
Bloomington **ILLINOIS**
REGULAR AGENDA ITEM NO. 8A

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Administration

SUBJECT: Presentation of the “Not In Our Town” (NIOT) Annual Report, as requested by the Administration Department.

RECOMMENDATION/MOTION: Presentation only.

STRATEGIC PLAN LINK: Goal 3. Strong Neighborhoods.

STRATEGIC PLAN SIGNIFICANCE: Objective 3e. Strong partnership with residents and neighborhood associations.

BACKGROUND: “Not In Our Town” (NIOT) is a grassroots anti-discrimination movement, working to eliminate hate, address bullying, and create a safe, inclusive community. The original NIOT campaign was created in 1992 in Billings, Montana and started locally in 1996.

Over the years, NIOT has developed strong relationships with the Bloomington and Normal Police Departments, various religious denominations, schools, and other organizations. Mike Matejka represents NIOT BN and will present the organization’s Annual Report.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Nora Dukowitz, Communication Manager

Recommended by:



Tim Gleason
City Manager

Attachments:

- ADM 1B NIOT BN Annual Report



REGULAR AGENDA ITEM NO. 8B

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT(S): Administration and Finance

SUBJECT: Consideration of an ordinance enacting video gaming license fees and amending the City Code to set the video gaming license period from May 1 to April 30 of each year, as requested by the Administration and Finance Departments.

RECOMMENDATION/MOTION: The Ordinance Amending the Schedule of Fees to Enact a Video Gaming License Fee and Amending Chapter 7 of the City Code on the Renewal of Video Gaming Licenses, be approved, and the Mayor and Interim City Clerk authorized to execute the Ordinance.

STRATEGIC PLAN LINK: Goal 1. Financially sound City providing quality basic services.

STRATEGIC PLAN SIGNIFICANCE: Objective 1c. Engaged residents that are well informed and involved in an open governance process.

BACKGROUND: In July 2009, the State legislature adopted the Video Gaming Act, which permitted video gaming within the State of Illinois. In July 2012, the City amended its code to allow video gaming in Bloomington. On February 27, 2018, the City Council adopted an ordinance requiring establishments having video gaming to obtain a City of Bloomington video gaming license. At that time, no fee was established by the City. Now, an ordinance is being proposed that would set a licensing fee of \$500.00 per video gaming terminal. As set forth below, this fee would equate to about .811% of the average annual net income per terminal. The "net terminal income" is known as the money paid into a video gaming terminal minus credits paid out to players.

In 2018, the total net terminal income in Bloomington exceeded \$15,900,000. The average net terminal income per individual terminal for calendar year 2018 was approximately \$61,636. On average, most establishments have between four and five individual video gaming terminals. By law, no establishment can have more than five individual video gaming terminals.

As of January 2019, there were 54 establishments with video gaming in the City, with a total of 249 individual video gaming terminals. In January 2019 alone, the average net terminal income exceeded \$23,000 per establishment (or \$5,000 per terminal).

It should be noted the First District Appellate Court, in 2015, upheld a similar home-rule ordinance regulating video gaming and charging a \$1,000 per terminal licensing fee. See Accel Entertainment Gaming, LLC v. Village of Elmwood Park, 2015 IL (1st) 143822. The Court found that the ordinance was a valid use of the municipality's home-rule powers in that it promoted the health, safety and general welfare of residents.

The following is an overview of municipal video gaming fees in neighboring home-rule communities:

Municipality	Terminal and/or License Fees
City of Peoria	\$500 per video gaming terminal
City of Springfield	\$250 per video gaming terminal \$500 annual supplier license
City of Champaign	\$250 per video gaming terminal \$500 for a non-gaming lounge license \$4,200 for a gaming lounge license
City of Urbana	\$1,080 per video gaming terminal
Town of Normal	\$200 per video gaming terminal
City of Decatur	\$500 per video gaming terminal

In addition to establishing the license fee, the ordinance also modifies the licensure period to May 1 through April 30 and clarifies that all licenses must be renewed by May 1 of each year. The City Clerk's office will create the necessary renewal applications and notices.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If approved, video gaming license revenue is estimated to be approximately \$125,000 annually, and this amount will be included in the pending FY 2020 Budget; General Fund, Non-Departmental, Video Gaming Machine License account (10010010-51021). Stakeholders can locate information related to Non-Departmental Revenues in the FY 2020 Proposed Budget Book titled Budget Overview & General Fund, beginning on page 109.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended By:



Tim Gleason
City Manager

Attachments:

- January 2019 Video Gaming Report
- 2018 Video Gaming Report



REGULAR AGENDA ITEM NO. 8C

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration of an Ordinance amending Bloomington City Code, Chapter 39, to increase the Local Motor Fuel Tax by four cents (\$0.04) per gallon to a total of eight cents (\$0.08), effective May 1, 2019, as requested by the Public Works Department.

RECOMMENDATION/MOTION: The Ordinance be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goal 1. Financially Sound City Providing Quality Basic Services; Goal 2. Upgrade City Infrastructure and Facilities; and Goal 5. Great Place - Livable, Sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of services; Objective 2a. Better quality roads and sidewalks; Objective 5a. Well-planned City with necessary services and infrastructure; and Objective 5b. City decisions consistent with plans and policies.

BACKGROUND: Public Works is recommending the approval of an Ordinance amending Bloomington City Code, Chapter 39, to increase the Local Motor Fuel Tax (LMFT) by four cents (\$0.04) per gallon, effective May 1, 2019. Staff projects that increasing the LMFT by four cents will allow the City to allocate an additional \$2,300,000 to street resurfacing, curb and gutter, ADA sidewalks, ADA ramps, pavement preservation, sidewalk grinding, and sidewalks near Connect Transit stops.

The City of Bloomington implemented a \$0.04 per gallon LMFT on August 1, 2014. LMFT is collected on all retail sales of motor fuel. LMFT funds must be used for transportation infrastructure projects. LMFT enables funding to come from residents and non-residents who use the City's streets. At this time, LMFT is the only direct way for the City to capture revenue from non-residents who use the City's streets.

All LMFT funds, along with \$0.25 percent of Home Rule Sales Tax, go into the Capital Improvement Fund to help pay for street general resurfacing, curb and gutter, street and alley patching, pavement preservation, ADA ramps, and ADA sidewalks, which amounts to approximately \$4,600,000 in available annual funds. Current estimates, however, are that actual annual needs are at least \$6,000,000 for street resurfacing and pavement preservation alone to maintain the current road network. This does not include any needed sidewalk work.

In addition, the \$6,000,000 is not expected to catch up our service level to a certain rating. Instead, it is expected to prevent the streets from getting worse by stretching the life of our

existing pavements by using pavement preservation. It is staff's estimate that this increase would allow the City to meet street maintenance needs.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Local Motor Fuel Tax Revenue is posted into the General Fund Non-Departmental account (10010010-50020). All revenues are then transferred to the Capital Improvement Fund where they are restricted for Transportation Infrastructure use. Current projections show that an additional four cent (\$.04) per gallon tax could result in approximately \$2,300,000 in additional Local Motor Fuel Tax funds.

COMMUNITY DEVELOPMENT IMPACT: Goal TAQ-1. A safe and efficient network of streets, bicycle- pedestrian facilities and other infrastructure to serve users in any surface transportation mode; Objective TAQ-1.1. Maintenance and development of a continuous network of arterial, collector and local streets that provides for safe and efficient movement of people, goods and services between existing and proposed residential areas and major activity centers, maximizes walkability, and provides multimodal linkages to the state and interstate highway system; Objective TAQ-1.2 Data-driven transportation infrastructure policy and management; Objective TAQ-1.4 Pedestrian safety for users of all transportation facilities with a Sidewalk Master Plan, and sidewalk system that provides safe access throughout the transportation network; Objective TAQ-1.5 Plan for appropriate and safe access to major surface transportation facilities, including arterial and collector streets; Objective TAQ-1.6 A transportation network that facilitates prompt emergency response and management.

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

Respectfully submitted for Council consideration.

Prepared By:

Michael Hill, Management Analyst
Scott Rathbun, Finance Director

Reviewed By:

Jim Karch, P.E., MPA, Director of Public Works

Legal Review By:

Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- PW 1B ORDINANCE Local Motor Fuel Tax Increase 03252019



REGULAR AGENDA ITEM NO. 8D

FOR COUNCIL: March 25, 2019

SPONSORING DEPARTMENT: Finance

SUBJECT: Consideration of an Ordinance amending the Fiscal Year 2019 Budget Source of Funds for the previously approved Miller Park Zoo Concession Stand and Parking Lot, from the \$600,000 portion targeted for a bank loan to a Use of Fund Balance, as requested by the Finance Department.

RECOMMENDATION/MOTION: The Ordinance be approved, and the Mayor and Interim City Clerk be authorized to execute the necessary documents.

STRATEGIC PLAN LINK: Goals 2. Upgrade City Infrastructure and Facilities; 4: Strong Neighborhoods; and 5: Great Place - Livable, Sustainable City.

STRATEGIC PLAN SIGNIFICANCE Objectives 2e. Investing in the City's future through a realistic, funded capital improvement program; 5b: City decisions consistent with plans and policies; and 5d: Appropriate leisure and recreational opportunities responding to the needs of residents.

BACKGROUND: On October 22, 2018 the City Council approved a contract with Stark Excavating, Inc. for \$1,058,924 for construction services related to the Miller Park Zoo Concession Stand and Parking Lot improvements; with the related Budget Amendment approved on November 13, 2018. The Financial Impact of the memo indicated a total project estimate of \$1,200,000 - to be sourced as follows:

- \$100K State Grant
- \$100K Park Dedication Funds - permanent use
- \$400K Park Dedication Funds - borrowed at zero percent and paid back over 15 years = approximately \$27K per year
- \$600K Bank Loan - approximate debt service of \$50K per year (15 years, 3.25%)

The unrestricted / budgetary General Fund balance at the end of FY 2018 was \$19.2M or 19.9% of annual FY 2018 expenditures. A surplus is currently being forecast for FY 2019. The use of Fund Balance for one-time capital projects is generally accepted. Staff estimates utilizing Fund Balance instead of borrowing funds will save the City approximately \$250,000 over the term of the loan.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: The current projection for the FY 2019 General Fund ending budgetary Fund Balance is approximately \$20.7M or 19.6%. If approved, projections for the FY 2019 ending surplus and ending fund balance will be lowered by \$600,000. The BUA Exhibit details the Amendment to be made.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Scott Rathbun, Finance Director

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- FIN 1B - ORDINANCE BUDGET AMENDMENT
- FIN 1C - EXHIBIT BUDGET AMENDMENT