

CITY OF BLOOMINGTON
COUNCIL MEETING AGENDA
109 E. OLIVE
MONDAY, MARCH 24, 2014 7:00 P.M.

- 1. Call to order**
- 2. Pledge of Allegiance to the Flag**
- 3. Remain Standing for a Moment of Silent Prayer**
- 4. Roll Call of Attendance**
- 5. Recognition/Appointments**
 - A. Presentation to former Alderman Jennifer McDade**
 - B. Proclamation Declaring April as Child Abuse Prevention Month**
 - C. Presentation of Source Water Protection Award to the Water Department**
 - D. Introduction of Frank Koehler, Interim PACE Director**
- 6. Consent Agenda**
 - A. Council Proceedings of March 10, 2014, Work Session Minutes from March 20, and April 5, 2010, and October 10, 2011 and Special Session Minutes from February 24, 2014. (Recommend that the reading of the minutes of the previous Council Proceedings of March 10, 2014 and the Work Session Minutes from March 10, 2014, Work Session Minutes from March 20, and April 5, 2010, and October 10, 2011 and Special Session Minutes from February 24, 2014 be dispensed with and the minutes approved as printed.)**
 - B. Bills and Payroll. (Recommend that the Bills and Payroll be allowed and the orders drawn on the Treasurer for the various amounts as funds are available.)**
 - C. Appointments to the John M. Scott Health Resource Center. (Recommend that the Appointments be affirmed.)**
 - i. Laura Grant, Mid Central Community Action's appointment**
 - ii. Nicole Smith, United Way of McLean County's appointment**

- D. Reappointments to Various Boards and Commission. (Recommend that the Reappointments be approved.)**
- i. Mid Central Community Action Board: Bernard Anderson**
 - ii. Board of Zoning Appeals: Barbara Meek**
 - iii. Property Maintenance Review Board: Julie Morgan, Citizen At Large; Valerie Dumser, Small Landlord member; John Capodice, Large Landlord member**
 - iv. Citizen's Beautification Committee: Sue Floyd and Martha Burk**
 - v. Police Pension Board: Patti-Lynn Silva**
 - vi. Human Relations Commission: Rhonda Smith and John Elliott**
- E. Replacement of Tractor and Front End Loader for Parks, Recreation and Cultural Arts Department. (Recommend that the purchase one (1) Kubota M9960HDC and one (1) LA1353A Quick Attach Front Loader from Nord Outdoor Power, Bloomington, IL using the National Joint Powers Alliance Contract Number 070313-KBA be approved, in the amount of \$55,768.30, and the Procurement Manager be authorized to issue a Purchase Order.)**
- F. Vehicle Replacements for the Water Department. (Recommend that the purchase of two (2) Ford Transit Connects from Curry Motors, Frankfort, IL using the Northwest Suburban Purchasing Cooperative Contract Number 139 be approved, in the amount of \$43,492, and the Procurement Manager be allowed to issue a Purchase Order.)**
- G. Scope Modification to the Professional Engineering Services Contract with Knight E/A, Inc. to perform a Preliminary Environmental Site Assessment for the Intersection Improvements and Traffic Signal Installation Design project. (Recommend that the Amendment to the contract with Knight E/A, Inc. for Intersection Improvements and Traffic Signal Installation Design Services in the amount of \$4,857.45 be approved, the Motor Fuel Tax Resolution adopted, and the Mayor and City Clerk be authorized to execute the necessary documents.)**
- H. Change Order for FY 2013 Utility Maintenance Contract. (Recommend that the Amendment to the Contract for 2013 Utility Maintenance, with George Gildner, Inc. be approved, in the amount of \$41,100, and the Resolution adopted, which is germane to the original contract as signed and is in the best interest of the City of Bloomington and authorized by law.)**
- I. Rescind Final Plat for the Resubdivision of Lot 145 in Airport Park Subdivision, 12th Addition, commonly located east of Haeffle Way and north of Rt. 9. (Recommend that Ordinance No. 2009 - 80 be rescinded, and the Ordinance passed.)**

7. Regular Agenda

A. 2014 \$10 MILLION STREET RESURFACING BOND CONTRACTS

- a. Staff Presentation (*5 minutes*)**
- b. Analysis of Bids and Approval of Contract for 2014 Bond General Resurfacing. (Recommend that the unit prices from Rowe Construction for the 2014 Bond General Resurfacing Program be accepted, the contract be approved in the base amount of \$8,190,000 to be paid from the FY 2014 Budget with an additional \$140,000 for the Alternate FY 2015 Howard St. CDBG project to be executed on May 1, 2014 pending approval of the FY 2015 Proposed Budget, and the Mayor and City Clerk be authorized to execute the necessary documents.) (*10 minutes*)**
- c. Analysis of Bids and Approval of Contract for 2014 Bond Sidewalk Replacement and Handicap Ramp Program. (Recommend that the unit prices from J. G. Stewart Contractors, Inc. be accepted for the 2014 Bond Sidewalk Replacement and Handicap Ramp Program and that a contract be approved in the base amount of \$1,000,000 to be paid from the FY 2014 budget, with an additional \$100,000 Alternate as proposed in the FY 2015 proposed budget under the Capital Improvement Fund for the 50/50 Sidewalk Program, said Alternate to be executed on or after May 1, 2014, contingent upon that amount being approved in the 50/50 Sidewalk Program included in the FY 2015 budget.) (*5 minutes*)**
- d. Analysis of Proposal and Approval of Contract for 2014 Bond Pavement Preservation. (Recommend that the unit prices from Corrective Asphalt Materials, LLC, South Roxana, IL for 2014 Bond Pavement Preservation be accepted in the amount of \$450,000, the contract be approved and the Mayor and City Clerk be authorized to execute the necessary documents.) (*5 minutes*)**

B. LUTHER OAKS EXPANSION PROJECT

- a. Staff Presentation (*5 minutes*)**
- b. Luther Oaks 1st Addition Special Use. (Recommend that the Special Use be approved and the Ordinance passed.) (*5 minutes*)**
- c. Petitions from Luther Oaks, Inc., to rescind the Final Plat for First Addition to Luther Oaks Subdivision which was approved by the Council on August 12, 2013 and approval of the Final Plat for First Addition to Luther Oaks Subdivision. (Recommend that Ordinance 2013 - 56 be rescinded, the revised Final Plat be approved and the Ordinances passed.) (*5 minutes*)**

- d. Petitions from Luther Oaks, Inc., for the Vacation of a Sanitary Sewer Easement and a Water Main Utility Easement located in Lot 1, Luther Oaks Subdivision. (Recommend that the Vacations be approved and the Ordinances passed.) (*5 minutes*)
- C. TAX ENFORCEMENT
 - a. Presentation by Jeff Jurgens, City Corporation Counsel (*5 minutes*)
 - b. Text Amendment to Chapter 39, Addressing the Enforcement and Collection of City Taxes. (Recommend that the Text Amendment be approved and the Ordinance passed.) (*5 minutes*)
 - c. Chateau Tax Repayment Agreement (*5 minutes*)
- D. Presentation of the Marketplace Fairness Act of 2013 by Justine Robinson, Economic Development Coordinator (*5 minutes*)
 - a. Marketplace Fairness Act of 2013. (Recommend that the Resolution be adopted.) (*5 minutes*)
- E. Presentation of 2013 Annual Fire Statistics and Fire Services Update by Mike Kimmerling, Fire Chief (*30 minutes*)
8. City Manager's Discussion
9. Mayor's Discussion
10. City Aldermen's Discussion
11. Executive Session – cite section
12. Adjournment
13. Notes



ADDENDUM I

BLOOMINGTON CITY COUNCIL AGENDA

MARCH 24, 2014

ADDITION TO CONSENT AGENDA

- Item 6B. Bills and Payroll. (Recommend that the bills and payroll be allowed and orders drawn on the Treasurer for the various amounts as funds are available.) *City Council Memorandum.*
- Item 7B-b. SP-01-14 Review of the Petition Submitted by Luther Oaks, Inc. requesting Approval of a Special Use Permit for a Skilled Nursing Facility for the Property Located at 601 Lutz Rd. (Recommend that the Special Use Permit be approved and the Ordinance passed with the following conditions of approval:
1. A sewer screen being installed in the sanitary sewer; and
 2. Luther Oaks shall be required to provide secondary emergency access to the property as set forth in this condition to the Special Use Permit. The preferred secondary emergency access shall be off Greenwood Ave. and Luther Oaks agrees to maintain the temporary construction access off of Greenwood Ave. as the initial secondary emergency access. If Luther Oaks is unable in the future to keep the temporary construction access as the secondary emergency access due to the activities or decisions of the property owner, including the development of the property currently owned by Trinity Lutheran Church, then Luther Oaks shall work in good faith to secure another secondary emergency access off of Greenwood Ave. For purposes of attempting to secure another emergency access point off of Greenwood Ave., the City acknowledges that Luther Oaks does not currently own any property off of Greenwood Ave. and its efforts may be limited based on the actions of the owner of the property and its future development. If Luther Oaks is unable to secure a secondary emergency access off of Greenwood Ave., Luther Oaks shall provide a secondary emergency access off of Lutz Rd. For purposes of this condition, Luther Oaks shall be required to maintain the grading and gravel of any secondary emergency access point. The City shall be responsible for posting signs stating the access is for emergency vehicle use only and providing security for the access, (when no longer being utilized as a construction access), by temporary or other measures, (e.g., a chain or rope across the entry point, etc.), for emergency access only. Council may in the future, in its discretion, eliminate this condition to the Special Use Permit as it

determines is appropriate based on the future development of the surrounding property and/or improvements to adjacent roads.) *City Council Memorandum.*

- Item 7C-c. Bloomington Chateau Partners, LLC (“BCP”), d/b/a The Chateau, Tax Repayment Agreement for Hotel/Motel Tax. (Recommend that the Repayment Agreement be approved and the Mayor and City Clerk be authorized to execute the necessary documents.) *City Council Memorandum.*



ADDENDUM II

BLOOMINGTON CITY COUNCIL AGENDA

MARCH 24, 2014

CHANGE TO REGULAR AGENDA

- Item 7A-d. Analysis of Proposal and Approval of Contract for 2014 Bond Pavement Preservation. (Recommend that the unit prices from Corrective Asphalt Materials, LLC, (a sole source provider), South Roxana, IL for 2014 Bond Pavement Preservation be accepted in the amount of \$450,000, (waive formal bids due to sole source provider), the contract be approved and the Mayor and City Clerk be authorized to execute the necessary documents.)