CITY OF Bloomington ILLINOIS

MINUTES
SPECIAL SESSION CITY COUNCIL MEETING
THURSDAY, MARCH 26, 2020, 6:00 P.M.

This meeting was conducted under Governor Pritzker's Executive Order 2020 – 07, Section 6 implemented in response to COVID – 19, which suspended in-person attendance under the Open Meeting Act, 5 ILCS 120.

The City Council convened in Special Session both in-person in City Hall's Council Chambers and virtually via Zoom conferencing at 6:00 p.m., Thursday, March 26, 2020. The meeting was called to order by Mayor Tari Renner.

Roll Call

Attendee Name	Title	Status	Arrived
Tari Renner	Mayor	Present	
Jamie Mathy	Ward 1	Remote	
Donna Boelen	Ward 2	Present	
Mboka Mwilambwe	Ward 3	Remote	
Julie Emig	Ward 4	Remote	
Joni Painter	Ward 5	Remote	
Jennifer Jazmin Carrillo	Ward 6	Remote	
Scott Black	Ward 7	Remote	
Jeff Crabill	Ward 8	Remote	
Kim Bray	Ward 9	Remote	

Recognition/Appointments

A. Proclamation recognizing April 2020 as Child Abuse Prevention Month

Mayor Renner presented the Proclamation and noted a representative was not present for recognition due to the COVID-19 shelter-in-place order, and that the Proclamation would be delivered to the recipient.

Public Comment

Mayor Renner opened the floor for public comment and the following individuals came forward: (1) Steve Cise and (2) Scott Stimeling.

Leslie Yocum, City Clerk, explained the electronic nature of public comment due to temporary changes under the Open Meeting Act due to COVID-19. She then read a list of individuals who had emailed public comment: (1) Joe Holland; (2) Chris Allison; (3) Dave Kobus; (4) Janice Stotler; (5) Radiance Jeanette; (6) John Voegele; (7) Elizabeth Blankenship; (8) Monica Schnack; (9) Ryan Roberts; (10) Connie Beard; (11) Ronald Slagel; and (12) Debbie Spensley.

Consent Agenda

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

Council Member Boelen made a motion, seconded by Council Member Mathy, to approve the Consent Agenda as presented except Items 7.C., 7.D., 7.E., 7.F., 7.G., 7.I., 7.J., 7.K., 7.L., 7.M., 7.N., and 7.O.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Item 7.A. Consideration and action to approve the Minutes of the February 24, 2020 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 $8,273,186.88, as requested by the Finance Department. *(Recommended Motion: The proposed Bills and Payroll be approved.)*

Item 7.C. was pulled from the Consent Agenda by Council Member Mathy.

Item 7.D. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.E. was pulled from the Consent Agenda by Council Member Mathy.

Item 7.F. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.G. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.H. Consideration and action to approve a Highway Authority Agreement at 1102 North Hershey Road, as requested by the Public Works Department. *(Recommended Motion: The proposed Agreement be approved.)*

Item 7.I. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.J. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.K. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.L. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.M. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.N. was pulled from the Consent Agenda by Council Member Mathy.

Item 7.O. was pulled from the Consent Agenda by Council Member Carrillo.

Item 7.P. Consideration and action on a Resolution Adopting the Official 2019 Zoning Map for the City of Bloomington with Amendments, which Supersedes and Replaces the Official 2018 Zoning Map Adopted by Council on March 11, 2019, as requested by the Community Development Department. *(Recommended Motion: The proposed Resolution be approved.)*

Item 7.Q. Consideration and action on a Resolution Establishing the Streets to be Resurfaced in Fiscal Years 2021 and 2022, Authorizing Waiving the Technical Bidding Requirements, and Authorizing City Staff to Negotiate a Contract with Rowe Construction - A Division of United Contractors Midwest for the FY 2021 General Street Resurfacing Program, as requested by the Public Works Department. *(Recommended Motion: The proposed Resolution be approved.)*

Item 7.R. Consideration and action on an Ordinance Authorizing the City Of Bloomington, McLean County, Illinois to Borrow Funds from the Water Pollution Control Loan Program, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 7.S. Consideration and action on an Ordinance Authorizing the City of Bloomington, McLean County, Illinois, to Borrow Funds from the Public Water Supply Loan Program, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 7.T. Consideration and action on an Ordinance Prohibiting the Use of Groundwater as a Potable Water Supply by the Installation or Use of Potable Water Supply Wells or by any other Method, at 1901 West Market Street, as requested by the Public Works Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 7.U. Consideration and action on an Ordinance Adopting Multiple Map Amendments to the Official Zoning Map for Properties in the City of Bloomington, to Amend Errors and Make the Map Consistent with the Previously Adopted Comprehensive Text Amendment to the Bloomington Zoning Ordinance, Chapter 44 of the Bloomington City Code, as requested by the Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 7.V. Consideration and action on an Ordinance Approving a Special Use Permit for a Sports and Fitness Establishment in the M-1 Restricted Manufacturing District, for Property Located at 1707 E. Hamilton Road, as requested by the Community Development Department. *(Recommended Motion: The proposed Ordinance be approved.)*

Item 7.W. Consideration and action to approve a Lake Bloomington Lease Transfer of Lot 6 and Lot 6B in Block 3 in Camp Iroquois, from Finn Amble, MD, FACS, and Laura Amble to the petitioner, Laura Amble, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Transfer be approved.)*

Item 7.X. Consideration and action to approve a Lake Bloomington Lease Transfer for Lot 5, Block 28 in Camp Potawatomie, from Arvil McHenry to the petitioners, Joanne McHenry and Robin Yockey, as requested by the Public Works Department. *(Recommended Motion: The proposed Lease Transfer be approved.)*

Items Pulled from the Consent Agenda

The following three items were pulled from the Consent Agenda by Council Member Mathy and discussed together.

Item 7.C. Consideration and action to approve the Purchase of five (5) International HV507 Trucks with equipment from Rush Truck Center of Normal, IL, in the amount of $909,875, using the State of Illinois Contract (# 19-416-CMS-BOSS4-P-8607), and authorization to dispose of the four Dump Trucks and one Chassis (with an estimated resale value of $111,000) by public auction, as requested by the Public Works Department. *(Recommended Motion: The proposed Purchase and Disposal be approved.)*

Item 7.E. Consideration and action to approve a Preliminary Engineering Services Agreement for Motor Fuel Tax (MFT) Funds with Farnsworth Group, Inc., and an MFT

Resolution, in the amount of $265,000, for Engineering Design of Jersey Avenue Bridge Rehabilitation, as requested by the Public Works Department. *(Recommended Motion: The proposed Purchase be approved.)*

Item 7.N. Consideration and action to approve a Professional Services Contract with Clark Dietz, Inc., in the amount not to exceed $630,000, for professional engineering services related to Locust Colton CSO Elimination and Water Main Replacement, Phase 3, as requested by the Public Works Department. *(Recommended Motion: The proposed Contract be approved.)*

Council Member Mathy expressed concerns with spending City funds during COVID-19 and questioned whether the current vehicles could continue to be used.

City Manager Tim Gleason pointed out that he had instructed staff prior to placing items on the Consent Agenda to reconsider each item given the COVID-19 pandemic that had arose. He also noted that should unexpected situations arise, cash reserves were available for use.

Council Member Carrillo echoed Council Member Mathy's concern and expressed intent to table the items.

Council Member Carrillo made a motion, seconded by Council Member Crabill, to table Items 7.C., 7.E., and 7.N. until the April 13, 2020 City Council Meeting.

Council Member Boelen asked budgeting questions. Mr. Gleason responded that the items were allocated in FY19 Budget. He then asked Kevin Kothe, Public Works Director, to address Council. Mr. Kothe reconfirmed Mr. Gleason's statements and noted the items were essential to current contracts and projects.

Council Member Mathy had continued concerns with Items 7.C. and 7.E. regardless of COVID-19 and if negative consequences would result from Item 7.N. being tabled. Mr. Kothe explained the project had been placed on hold while the City applied for loan assistance. He expressed concerns with tabling the item. Council Member Mathy asked whether the loan was dependent on completion of the design being considered in Item 7.N. Mr. Kothe confirmed.

Council Member Black asked for clarification on the motion. Mayor Renner clarified.

Jeff Jurgens, Corporation Counsel, stated potential issues with a motion to disapprove or to table items.

Council Member Crabill asked Council Member Carrillo to clarify her motion. Council Member Carrillo restated the motion.

Council Members Bray and Boelen expressed their concerns to table the items as they believed the items were essential to the City continuing to conduct business.

Council Member Carrillo asked Mr. Kothe of any potential effects if the items were tabled. Mr. Kothe responded accordingly.

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

AYES: Emig, Carrillo, Crabill

NAYS: Mathy, Boelen, Mwilambwe, Painter, Black, Bray

Motion failed.

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

Council Member Boelen made a motion, seconded by Council Member Mathy, to approve Items 7.C., 7.E., and 7.N. as presented.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Black, Bray

NAYS: Carrillo, Crabill

Motion carried.

The following nine items were pulled from the Consent Agenda by Council Member Carrillo and discussed together.

Item 7.D. Consideration and action to approve the Purchase of eight (8) Ford Police patrol vehicles through the State of Illinois Joint Purchase Contract (#18-416CMS-BOSS4-750) from Morrow Brothers Ford of Greenfield, IL, in the amount of $392,810, as requested by the Public Works Department and the Police Department. *(Recommended Motion: The proposed Purchase be approved.)*

Item 7.F. Consideration and action to approve the Purchase of a 2020 Ford Escape Hybrid to be delivered by Sam Leman Ford, from National Auto Fleet Group of Watsonville CA, using the Sourcewell contract 120716-NAF (exp. 1/17/2021), in the amount of $29,576.58, as requested by the Public Works Department and the Parks, Recreation and Cultural Arts Department. *(Recommended Motion: The proposed Agreement and Motor Fuel Tax Resolution be approved.)*

Item 7.G. Consideration and action to approve an Agreement with Farnsworth Group, Inc., for the Pipeline Rd - Division G project, in the amount of $486,790.90, as requested by the Public Works Department. *(Recommended Motion: The proposed Agreement be approved.)*

Item 7.I. Consideration and action to approve Funding for Stabilization Installation Work for the Evergreen Lake Tributary 2 (T-2) Streambank Stabilization project through the Watershed Conservation Intergovernmental Agreement between the City of Bloomington, McLean County, the Town of Normal, and the McLean County Soil and Water Conservation District, in the amount of $48,682, as requested by the Public Works Department. *(Recommended Motion: The proposed Funding be approved.)*

Item 7.J. Consideration and action to approve a Contract with IronHustler Excavating, Inc, in the amount of $43,675.50, for demolition of the Police Training Facility Lodge, as requested by the Facilities Department and the Police Department. *(Recommended Motion: The proposed Contract be approved.)*

Item 7.K. Consideration and action to approve a Contract with CDM Smith Inc. for the Water Treatment Plant Chemical Systems Improvements Design, in the amount not to exceed $199,700, 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 CDM Smith Inc. for the Water Treatment Plant - Corrosion Control Treatment Study, in the amount not to exceed $169,630, 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 CDM Smith Inc. for the Water Treatment Plant Radium Waste Feasibility Study, in the amount not to exceed $49,840, as requested by the Public Works Department. *(Recommended Motion: The proposed Contract be approved.)*

Item 7.O. Consideration an action on a Resolution Waiving the Formal Bidding Requirements and Approving the Purchase of the WinCan Software Package and Associated Services from Key Equipment & Supply Co. for the City's Camera Inspection Equipment, in the amount not to exceed $49,970, as requested by the Public Works Department. *(Recommended Motion: The proposed Resolution and Purchase be approved.)*

Council Member Carrillo expressed concerns with the use of funds on any expenses that were not core essential expenses.

Council Member Carrillo made a motion, seconded by Council Member Crabill, to table Items 7.D., 7.F., 7.G., 7.I., 7.J., 7.K., 7.L., 7.M., and 7.O. until the April 27, 2020 City Council Meeting.

Council Member Black asked Council Member Carrillo why she had proposed particular delays for some items and not for others. Council Member Carrillo clarified she'd intended to table them all to a date certain together. Council Member Black expressed support for the items continuing as presented.

Council Member Crabill supported tabling the items.

Council Member Bray restated her support to not table the items.

Council Member Boelen pointed out that the pulled items were all related to infrastructure and could be adjusted in the future.

Council Member Carrillo restated her reasons to table the expenditures. Council Member Boelen called point of order and called for a vote.

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

AYES: Emig, Carrillo, Crabill

NAYS: Mathy, Boelen, Mwilambwe, Painter, Black, Bray

Motion failed.

Council Member Boelen made a motion, seconded by Council Member Mathy, to approve Items 7.D., 7.F., 7.G., 7.I., 7.J., 7.K., 7.L., 7.M., and 7.O. as presented.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Black, Bray

NAYS: Carrillo, Crabill

Motion carried.

Regular Agenda

The following item was presented:

Item 8.A. Consideration and action on an Ordinance Amending Chapter 12 of the City Code on Emergency Management, as requested by the Legal Department.

City Manager Gleason explained the proposed changes to City Code Chapter 12.

Mayor Renner asked for clarification between the changes in Items 8.A. and 8.B.

Mr. Jurgens reiterated that the updates in Item 8.A. were minor including statutory references; whereas Item 8.B. was declaring a State of Emergency and enacting portions of Chapter 12 in the City Code.

Council Member Bray made a motion, seconded by Council Member Boelen, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

The following item was presented:

Item 8.B. Consideration and action on an Ordinance Declaring a Local Emergency Due to the COVID-19 Virus & Enacting Various Emergency Measures, as requested by the Legal Department.

City Manager Gleason described the formal Emergency Declaration and explained that the changes made to the original proposed declaration had been made in consideration of succession planning and the public's input. He asked Mr. Jurgens to discuss the Emergency Declaration in more detail.

Mr. Jurgens explained that all basic necessities would continue. He assured the Council and citizens that the declaration would not restrict gun, liquor, or fuel sales. He went on to elaborate on each subsection of the proposed declaration. Mayor Renner supported the proposal and believed it included necessary updates allowing for appropriate administrative assistance. He stressed the City of Bloomington would not restrict or ration gun, liquor, or fuel sales.

Council Member Bray thanked City Manager Gleason and staff for their due diligence in customizing the Emergency Order to best meet the needs of the community.

Council Member Bray made a motion, seconded by Council Member Black, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

The following item was presented.

Item 8.C. Consideration and action on a Resolution Calling on the State of Illinois and the United States Federal Government to Pass Immediate and Effective Economic Relief Programs in Relation to COVID-19, as requested by the Legal Department.

City Manager Gleason credited Council Member Black for the Resolution.

Council Member Crabill questioned the extent of the item. City Manager Gleason responded that, if approved, the City Clerk would distribute a copy to all local and State Representatives.

Council Member Black thanked staff and commended the Council for their continued efforts to assist the community as much as possible.

Council Member Boelen made a motion, seconded by Council Member Black, that the proposed Ordinance be approved.

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

AYES: Mathy, Boelen, Mwilambwe, Emig, Painter, Carrillo, Black, Crabill, Bray

Motion carried.

Finance Director's Report

City Manager Gleason assured the community that staff continued to work to ensure the Council and community received the most up to date information. He asked Scott Rathbun, Finance Director, to come forward to address Council.

Mr. Rathbun emphasized the Finance Department's continued efforts to ensure no disruptions occurred in accounts payable during COVID-19. He provided an update on major tax revenues and expenses and discussed preparations the City had taken in light of COVID-19.

Council Member Boelen asked for a refresher on the minimum amount of funds recommended to be kept in reserves for a municipality of Bloomington's size. Mr. Rathbun stated that 18% was the recommended amount to be held.

City Manager's Discussion

City Manager Gleason reminded citizens to complete the Census. He commended staff and Council on their preparation for the COVID-19 pandemic and reminded citizens that City operations continued as normal. He explained how City staff had approached the COVID-19 pandemic and highlighted their continued work. He went on to thank Camille Rodriguez, McLean County Administrator, and Pam Reese, City Manager for the Town of Normal, for teaming up in a united front against COVID-19.

Mayor's Discussion

Mayor Renner thanked City Manager Gleason for his leadership and thanked the staff, Council Members, and both private and governmental leaders for their open communication. He highlighted the actions taken at the meeting and hoped they had eased the burden on citizens and local businesses.

Council Member's Discussion

No Council Member's Discussion was held.

Executive Session - Cite Section

No executive session was held.

Adjournment

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

Motion carried unanimously (viva voce).

The meeting adjourned at 7:34 p.m.

CITY OF BLOOMINGTON

Tari Renner, Mayor

ATTEST

Amanda Mohan, Deputy City Clerk