

**CITY OF BLOOMINGTON
COUNCIL MEETING AGENDA
109 E. OLIVE
MONDAY, JANUARY 14, 2013, 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. Public Comment**
- 6. Recognition/Appointments**
 - A. Oath of Office for Police Patrol Officers: Jared Bierbaum and Curtis Squires.**
 - B. Presentation of Service Award to Police Chief Randall McKinley.**
 - C. Appointments to Various Boards and/or Commissions. (That the Appointments be approved.)**
- 7. "Consent Agenda"**
 - A. Council Proceedings of December 17, 2012. (Recommend that the reading of the minutes of the previous Council Proceedings of December 17, 2012 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. **Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on February 2, 2013.** (The Liquor Commission recommends that the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow the suspension and consumption of alcohol at the Miller Park Pavilion on February 2, 2013 be passed.)
- D. **Application of Koeppen Corporation, d/b/a Kep's Country Kitchen, located at 506 IAA Dr., for an RBS liquor license, which will allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week.** (The Liquor Commission recommends that an RBS liquor license for Koeppen Corporation, d/b/a Kep's Country Kitchen, located at 506 IAA Dr., be created, contingent upon compliance with all applicable health and safety codes with the following condition: 1.) either the restaurant and/or bar manager shall be BASSET certified within ninety (90) days of the license being issued.)
- E. **Application of OSF St. Joseph Medical Center Foundation located at Eastland Medical Plaza I, Atrium, 2200 E. Washington St., for an LA liquor license, which will allow the selling and serving of all types of alcohol by the glass for consumption on the premises.** (The Liquor Commission recommends that an LA liquor license for OSF St. Joseph Medical Center Foundation, located at Eastland Medical Plaza I, Atrium, 2200 E. Washington St., be created, contingent upon compliance with all applicable health and safety codes.) *Special Event License.*
- F. **Petition submitted by Milestones Early Learning Center & Preschool, requesting approval of a Special Use for a day care center for property located at 1207 Six Points Road.** (Recommend that the Special Use Permit be approved and Ordinance passed, as per the recommendation of the Zoning Board of Appeals (ZBA) and City staff.)
- G. **Adoption of latest edition of the Illinois State Plumbing Code; updates to the Bloomington Municipal Code, Chapter 34, Plumbing Code; and adjusted fees and fee schedules.** (Recommend that the Text Amendment be approved and Ordinance passed, per the recommendation of the Plumbing Board of Appeals and City staff.)

8. "Regular Agenda"

- A. **2012 – 2015 Police Strategic Plan Presentation.** *(30 minutes)*
- B. **Adoption of a Managed Competition Policy.** (Recommend that the Managed Competition Policy be approved and the Resolution passed.) *(30 minutes)*
- C. **Munis Update Presentation by Scott Sprouls, Director of Information Services** *(20 minutes)*

- D. Payment for Software Maintenance to Tyler Technologies for various Munis Modules. (Recommend that the payment for software license maintenance and support agreement with Tyler Technologies, covering various modules of the City's Munis Enterprise Resource Planning (ERP) system, in the amount of \$25,342.42, be approved and the Purchasing Agent be authorized to issue a Purchase Order for same.) (5 minutes)**

- 9. City Manager's Discussion**
- 10. Mayor's Discussion**
- 11. City Aldermen's Discussion**
- 12. Executive Session - cite section**
- 13. Adjournment**
- 14. Notes**

FOR COUNCIL: January 14, 2013

SUBJECT: Council Proceedings of December 17, 2012

RECOMMENDATION/MOTION: That the reading of the minutes of the previous Council Proceedings of December 17, 2012 be dispensed with and the minutes approved as printed.

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

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

BACKGROUND: The Council Proceedings of 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 within thirty (30) days after the meeting or at the Council's second subsequent regular meeting whichever is later.

In accordance with the Open Meetings Act, Council Proceedings are made available for public inspection and posted to the City's web site within ten (10) days after Council approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by: Tracey Covert, City Clerk

Recommended by:

David A. Hales
City Manager

Attachments: Attachment 1. December 17, 2012 Council Proceedings

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			



FOR COUNCIL: January 14, 2013

SUBJECT: Bills and Payroll

RECOMMENDATION/MOTION: That the bills and payroll be allowed 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 1.d. City services delivered in the most cost-effective, efficient manner.

BACKGROUND: The list of bills and payrolls will be posted on the City's website on Thursday, January 10, 2013 by posting via the City's web site.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Total disbursements information will be provided via addendum.

Respectfully submitted for Council consideration.

Prepared by: Tracey Covert, City Clerk

Financial & Budgetary review by: Patti-Lynn Silva, Director of Finance

Recommended by:

David A. Hales
City Manager

Attachment: Attachment 1. Bills and Payroll on file in the Clerk's office. Also available at www.cityblm.org

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			

FOR COUNCIL: January 14, 2013

SUBJECT: Suspension of Ordinances to Allow Consumption of Alcohol at Miller Park Pavilion on February 2, 2013

RECOMMENDATION/MOTION: That the Ordinance suspending Section 26(d) of Chapter 6 and Section 701 of Chapter 31 to allow the suspension and consumption of alcohol at the Miller Park Pavilion on February 2, 2013 be passed.

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

STRATEGIC PLAN SIGNIFICANCE: Objective 5.d. Appropriate leisure and recreational opportunities responding to the needs of residents.

BACKGROUND: The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Hearing to order to hear the request of the Becky Suiter and Daniel Mauger to allow moderate consumption of alcohol at Miller Park Pavilion for their wedding reception on February 2, 2013. Present at the hearing were Liquor Commissioners Steve Stockton, Marabeth Clapp, Steven Petersen and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel; Clay Wheeler, Asst. Police Chief; and Tracey Covert, City Clerk; and Becky Suiter, bride

Absent: Mark Gibson, Commissioner.

Commissioner Stockton opened the liquor hearing and requested that Becky Suiter, bride, address the Commission regarding this request. Ms. Suiter addressed the Commission. She informed them that the wedding reception was scheduled for Saturday, February 2, 2013. There would be a wedding ceremony and reception. Beer and wine would be offered during the cocktail hour and after dinner. Alcohol service would be provided for the approximate 200 wedding guests. The reception was scheduled from 4:30 until 11:00 p.m. The Pavilion must be cleaned and vacated by midnight.

Commissioner Stockton noted that Miller Park looked lovely with snow.

George Boyle, Asst. Corporation Counsel, questioned the caterer with dram shop insurance. Ms. Suiter informed the Commission that Famous Liquors located at 1404 E. Empire St. had been selected as the alcohol service provider.

Tracey Covert, City Clerk, informed the Commission that Famous Liquors provided the City with a copy of the contract with the appropriate Certificate of Insurance.

Motion by Commissioner Petersen, seconded by Commissioner Tompkins that the request of Becky Suiter and Daniel Mauger to allow moderate consumption of alcohol at Miller Park Pavilion for their wedding reception on February 2, 2013 be approved.

Motion carried, (viva voce).

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Agenda for the December 11, 2012 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Recommended by:

Stephen F. Stockton
Mayor

Attachment: Attachment 1. Ordinance

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			

ORDINANCE NO. 2013 -

**AN ORDINANCE SUSPENDING PORTIONS OF SECTION 701 OF CHAPTER 31 AND
SECTION 26(d) OF CHAPTER 6 OF THE BLOOMINGTON CITY CODE FOR A
WEDDING RECEPTION AT THE MILLER PARK PAVILION**

WHEREAS, Becky Suiter and Daniel Mauger are planning to hold their wedding reception at the Miller Park Pavilion from 4:30 p.m. to 11:00 p.m. on February 2, 2013; and

WHEREAS, Becky Suiter and Daniel Mauger have requested permission from the City to serve beer and wine during this event; and

WHEREAS, in order to legally possess alcohol in a City Park, Section 701(a), (b) and (c) of Chapter 31 of the Bloomington City Code, which prohibits the drinking, selling and possessing alcohol beverages with the City parks and Section 26(d) of Chapter 6 of the Bloomington City Code, which prohibits possession of open alcohol on public property must be suspended;

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

Section 1: That Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6 of the Bloomington City Code, 1960, as amended, are suspended for the duration of the wedding reception at the Miller Park Pavilion on February 2, 2013 under the conditions set forth in the rental agreement.

Section 2: Except for the date of date set forth in Section 1 of this Ordinance, Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6 of the Bloomington City Code, 1960, shall remain in full force and effect. Nothing in this Ordinance shall be interpreted as repealing said Sections 701(a), (b) and (c) of Chapter 31 and Section 26(d) of Chapter 6.

Section 3: This Ordinance shall be effective on the date of its passage and approval.

Section 4: This Ordinance is adopted pursuant to the home rule authority granted the City of Bloomington by Article VII, Section 6 of the 1960 Illinois Constitution.

PASSED this 14th day of January, 2013.

APPROVED this ____th day of January, 2013.

APPROVED:

Stephen F. Stockton
Mayor

ATTEST:

Tracey Covert
City Clerk

FOR COUNCIL: January 14, 2013

SUBJECT: Application of Koeppen Corporation, d/b/a Kep's Country Kitchen, located at 506 IAA Dr., for an RBS liquor license, which will allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week

RECOMMENDATION/MOTION: That an RBS liquor license for Koeppen Corporation, d/b/a Kep's Country Kitchen, located at 506 IAA Dr., be created, contingent upon compliance with all applicable health and safety codes with the following condition: 1.) either the restaurant and/or bar manager shall be BASSET certified within ninety (90) days of the license being issued.

STRATEGIC PLAN LINK: Goal 4. Grow the Local Economy.

STRATEGIC PLAN SIGNIFICANCE: Objective 4.a. Retention and growth of current local business.

BACKGROUND: The Bloomington Liquor Commissioner Steve Stockton called the Liquor Hearing to order to hear the application of Koeppen Corporation., d/b/a Kep's Country Kitchen, located at 506 IAA Dr., requesting an RBS liquor license which allows the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Stephen F. Stockton, Marabeth Clapp, Steve Petersen, and Geoffrey Tompkins; George Boyle, Asst. Corporation Counsel, Clay Wheeler, Asst. Police Chief, and Tracey Covert; City Clerk, and Dan Koeppen, owner/operator and Applicant representative.

Commissioner absent: Mark Gibson.

Commissioner Stockton opened the liquor hearing and requested that the Applicant address the Commission. Dan Koeppen, owner/operator and Applicant representative, addressed the Commission. Kep's Country Kitchen had been open for six (6) years. He had stopped dinner service on January 1, 2012. If the liquor license is approved, he planned to be open for dinner again. He hoped to expand his customer base and grow his business. This in turn would allow him to hire additional staff.

Commissioner Stockton noted the business hours, (5:30 a.m. to 10:00 p.m.). He specifically cited the 10:00 p.m. closing time. Mr. Koeppen stated that the restaurant would probably close earlier. He cited 8:00 p.m. He was not interested in operating a tavern.

Commissioner Stockton questioned the menu. Mr. Koeppen stated that Kep's offered breakfast, lunch and dinner. The menu was value priced and offered daily specials. He cited Friday's fried fish special as an example.

Commissioner Tompkins questioned the servers' ages and BASSET, (Beverage Alcohol Sellers & Servers Education & Training), certification. Mr. Koeppen noted that his servers were over twenty-one (21) years of age. He expressed his willingness to become BASSET certified.

Commissioner Petersen questioned Mr. Koeppen's alcohol service experience. Mr. Koeppen stated that he had past experience with alcohol sales. He informed the Commission that he worked at the restaurant seven (7) days a week.

Commissioner Clapp questioned the restaurant's seating capacity. Mr. Koeppen estimated the restaurant's capacity at 150.

Commissioner Stockton addressed the floor plan.

Commissioner Clapp noted the two (2) separate dining rooms. Mr. Koeppen responded affirmatively. In addition, there would be a bar area with seating available.

Commissioner Stockton questioned Kep's atmosphere at 9:30 p.m. Mr. Koeppen responded the same as at 6:00 p.m. Customers would be seated in the dining rooms while eating their dinners. Commissioner Stockton questioned when food service would be available. Mr. Koeppen stated that food would be available whenever the restaurant was open.

Commissioner Tompkins noted Kep's hours of operation and that the application was for an "R", Restaurant, liquor license.

Commissioner Clapp addressed BASSET certification. Commissioner Tompkins expressed his opinion that either the restaurant and/or bar manager should become BASSET certified within ninety (90) days of the license being issued.

Commissioner Petersen addressed consistency by the Commission going forward.

Commissioner Stockton recommended that the Commission look at the proposed text amendment which addressed server training. He requested that the Commission work towards a server training ordinance.

Commissioner Stockton noted that the Commission would rely upon Mr. Koeppen's business plan and his statement that the kitchen would remain open.

Commissioner Petersen noted that the application stated 10:00 p.m. This closing hour had been self-imposed by the Applicant.

George Boyle, Asst. Corporation Counsel, addressed the Commission. He noted the character of the business. He did not believe that additional conditions were needed.

Motion by Commissioner Tompkins, seconded by Commissioner Petersen that the application of Koeppen Corporation, d/b/a Kep's Country Kitchen, located at 506 IAA Dr., requesting an RBS liquor license which would allow the sale of beer and wine only by the glass for consumption on the premises seven (7) days a week, be approved with the following condition: 1.) either the restaurant and/or bar manager shall be BASSET certified within ninety (90) days of the license being issued.

Motion carried, (viva voce).

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph on December 3, 2012 in accordance with City Code. In accordance with City Code, approximately twenty (20) courtesy copies of the Public Notice were mailed on December 3, 2012. In addition, the Agenda for the December 11, 2012 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: This would be a new RBS liquor license. Annual fee for a RBS liquor license is \$1,110.

Respectfully submitted for Council consideration.

Recommended by:

Stephen F. Stockton
Mayor

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			

FOR COUNCIL: January 14, 2013

SUBJECT: Application of OSF St. Joseph Medical Center Foundation located at Eastland Medical Plaza I, Atrium, 2200 E. Washington St., for an LA liquor license, which will allow the selling and serving of all types of alcohol by the glass for consumption on the premise

RECOMMENDATION/MOTION: Based upon the report from the Liquor Hearing, the Liquor Commission recommends to the City Council that an LA liquor license for OSF St. Joseph Medical Center Foundation, located at Eastland Medical Plaza I, Atrium, 2200 E. Washington St., be created, contingent upon compliance with all applicable health and safety codes.

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

STRATEGIC PLAN SIGNIFICANCE: Objective 5.d. Appropriate leisure and recreational opportunities responding to the needs of residents.

BACKGROUND: The Bloomington Liquor Commissioner Stephen Stockton called the Liquor Hearing to consider the application of OSF St. Joseph Medical Center Foundation for a Limited Alcoholic Liquor License, Class LA, which will allow the selling and serving of all types of alcohol by the glass for consumption on the premise. Present at the hearing were Liquor Commissioner Steven Stockton; Tracey Covert, City Clerk; and Kate Sies, Development Associate, and Applicant representative.

Commissioner Stockton questioned the purpose of this application. Kate Sies, Development Associate and Applicant representative, began by informing the Commission that this application was for a fundraiser for the OSF St. Joseph Medical Center Foundation to be held at the Eastland Medical Plaza I Atrium on Friday, February 15, 2013 from 6:00 to 8:30 p.m. This request was for a Limited License for a nonprofit corporation.

She reminded the Commission that this was an annual event. She believed that this would be the event's seventeenth year and the fifth time to host it in February. World Tour, A Sampling of International Beer, Wine and Food, involved tasting cups to serve the beer and wine. Commissioner Stockton noted that he had attended this event. It was a nice and well run event.

Commissioner Stockton questioned who would act as servers. Ms. Sies noted that OSF was working Famous Liquors located at 1404 E. Empire. The Foundation hoped to work with a local vendor. Famous seemed interested. No orders can be accepted at the event. Acceptance of same would be the point of sale.

Ms. Sies noted that this year would mark this event's sixteenth or seventeenth anniversary. The event was originally held at Station 220 f/k/a Central Station. This will be the fourteenth year for it to be held on the OSF campus. There also were corporate sponsors for this event.

Ms. Sies noted that last year all of the food had been donated which made a positive impact upon the Foundation's pledge. This year, the event would offer spirits for tasting. An example would be offering Irish whiskey at the Ireland table.

Ms. Sies estimated the event attendance at 200. The event recognized OSF/St. Joseph's donor base. Dollars raised from this year's event will be used to meet the Foundation's pledge to the

hospital. These dollars will be directed towards a new highbred OR project. This type of operating room would be the first of its type in the area. A highbred OR offered shorter surgery and recovery time which resulted in higher patient satisfaction.

Commissioner Stockton informed the Applicant that the license fee would be waived as in the past.

Commissioner Stockton would recommend to the City Council that an LA liquor license be created for OSF St. Joseph Medical Center Foundation for a fundraiser to be held on February 15, 2013 from 6:00 - 8:30 p.m. at Eastland Medical Plaza I, Atrium, 2200 E. Washington St.

Commissioner Stockton informed the Applicant that this item would appear on the January 14, 2013 City Council Consent Agenda. He encouraged Ms. Sies to attend this meeting.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Recommended by:

Stephen F. Stockton
Mayor

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			

FOR COUNCIL: January 14, 2012

SUBJECT: Petition submitted by Milestones Early Learning Center & Preschool, requesting approval of a Special Use for a day care center for property located at 1207 Six Points Road.

RECOMMENDATION/MOTION: That the Special Use Permit be approved and the Ordinance passed, as per the recommendation of the Zoning Board of Appeals (ZBA) and City staff.

STRATEGIC PLAN LINK: This activity promotes Goal 4, Grow the Local Economy, by retention and growth of an existing business, by the keeping and enlarging the Milestones Early Learning Center within the City.

STRATEGIC PLAN SIGNIFICANCE: Objective 4.a. By approving the special use a day care center, the City will provide and thereby, retain an existing business that needs an improved facility. This new facility will not only meet the needs of their clients but expand their services to a broader section of the City.

BACKGROUND: The petitioner is seeking to build a day care center on vacant land adjacent to Six Points Road and McKay Drive. The site slopes downward from the east to the west on a 3.46 acre, wooded parcel. There is a creek which runs south to north through the site. The day care center will be located on the eastern half of the property. The proposed development is of the nature that it should be compatible with the nearby apartments. The proposed use may be more somewhat intense than the single-family homes to the west and south however, there is ample separation to buffer the use from the homes.

On December 19, the Zoning Board of Appeals reviewed the special use petition and recommended approval by a vote of 5 to 0. During the public hearing two citizens expressed concerns about the storm water run-off and impacts to the creek which runs through their property. Although complete drainage plans have not been submitted for review the Board felt comfortable in approving the petition based upon engineering staff assurance that the development will comply with the city code pertaining to storm water control for the property.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph in accordance with City Code. In accordance with City Code SEC.4410-3B., 37 courtesy copies of the Public Notice were mailed. In addition, a public notice/identification signs were posted on the property.

FINANCIAL IMPACT: The Bloomington Township Assessor will determine the specific amount of property tax which will be generated from this property upon the completion of the project.

Respectfully submitted for Council consideration,

Prepared by: Mark Woolard, City Planner

Reviewed by: Mark R. Huber, Director of PACE

Financial & Budgetary review by: Timothy L. Ervin, Budget Officer

Legal review by: Todd Greenburg, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Attachments: Attachment 1. Petition, Ordinance and Legal Description
Attachment 2. ZBA Staff Report – December 12, 2012
Attachment 3. Unapproved ZBA Board Minutes – December 19, 2012
Attachment 4. Maps & Photos
Attachment 5. Email – December 18, 2012
Attachment 6. Mailing list of notified residents

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			

State of Illinois)
)ss.
County of McLean)

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF
BLOOMINGTON, MCLEAN COUNTY, ILLINOIS

Now comes Milestones Early Learning Center & Preschool, an Illinois Not for Profit Corporation hereinafter referred to as your petitioner, respectfully representing and requesting as follows:

1. That your petitioner is the owner of the freehold or lesser estate therein of the premises hereinafter legally described in Exhibit A, which is attached hereto and made a part hereof by this reference, or is a mortgagee or vendee in possession, assignee of rents: receiver, executor (executrix); trustee, lease, or any other person, firm or corporation or the duly authorized agents of any of the above persons having proprietary interest in said premises;
2. That said premises presently has a zoning classification of R – 3A, Multi Family Residence District under the provisions of Chapter 44 of the Bloomington City Code, 1960;
3. That under the provisions of Chapter 44, Section 44.6-30 of said City Code day care centers are allowed as a special use in an R – 3A zoning district;
4. That the establishment, maintenance, or operation of said special use on said premises will not be detrimental to or endanger the public health, safety, morals, comfort, or general welfare;
5. That said special use on said premises will not be injurious to the use and enjoyment of other property in the immediate vicinity of said premises for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood;
6. That the establishment of said special use on said premises will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the R – 3A zoning district;
7. That the exterior architectural treatment and functional plan of any proposed structure on said premises will not be so at variance with either the exterior architectural treatment and functional plan of the structures already constructed or in the course of construction in the immediate neighborhood or the character of the applicable district, as to cause a substantial depreciation in the property values within the neighborhood adjacent to said premises;
8. That adequate utilities, access roads, drainage and/or necessary facilities have been or are being provided to said premises for said special permitted use;

9. That adequate measures have been or will be taken to provide ingress and egress to and from said premises so designed as to minimize traffic congestion in the public streets; and
10. That said special permitted use on said premises shall, in all other respects, conform to the applicable regulations of the R – 3A zoning district in which it is located except as such regulations may, in each instance, be modified by the City Council of the City of Bloomington pursuant to the recommendations of the Bloomington Board of Zoning Appeals.

WHEREFORE, your petitioner respectfully prays that said special use for said premises be approved.

Respectfully submitted,

Milestones Early Learning Center

By: Dana David, Executive Director

ORDINANCE NO. 2013 - _____

**AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A
DAY CARE CENTER FOR PROPERTY LOCATED AT: 1207 SIX POINTS RD.**

WHEREAS, there was heretofore filed with the City Clerk of the City of Bloomington, McLean County, Illinois, a petition requesting a Special Use Permit for a day care center for certain premises hereinafter described in Exhibit A; and

WHEREAS, the Bloomington Board of Zoning Appeals, after proper notice was given, conducted a public hearing on said petition; and

WHEREAS, the Bloomington Board of Zoning Appeals, after said public hearing made findings of fact that such Special Use Permit would comply with the standards and conditions for granting such special permitted use for said premises as required by Chapter 44, Section 44.6-30 of the Bloomington, City Code, 1960; and

WHEREAS the City Council of the City of Bloomington has the power to pass this Ordinance and grant this special use permit.

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

1. That the Special Use Permit for a day care center on the premises hereinafter described in Exhibit A shall be and the same is hereby approved.
2. This Ordinance shall take effect immediately upon passage and approval.

PASSED this 14th day of January, 2013.

APPROVED this _____ day of January, 2013.

Mayor

ATTEST:

City Clerk

EXHIBIT A
LEGAL DESCRIPTION

Part of the Southeast Quarter of Section 8, Township 23 North, Range 2 East of the Third Principal Meridian, being more particularly described as follows: commencing at the South Quarter corner of said Section 8; thence North 01 degrees 42 minutes 32 seconds West 48.00 feet to the Southwest corner of "Benson's Oak Grove Subdivision" as recorded in Document No. 26736 in the McLean County Recorder's office. Thence along South line of said "Benson's Oak Grove Subdivision" and the North right of way of Six Points Road South 89 degrees 53 minutes 10 seconds East 675.00 feet to the Southeast corner of said "Benson's Oak Grove Subdivision" and Northeast corner of McKay Drive and Six Points Road. Thence North 01 degrees 42 minutes 32 seconds West along the East right of way of McKay Drive 10.00 feet to the Point of Beginning; thence continuing along the East right of way of McKay Drive North 01 degrees 42 minutes 32 seconds West 305.00 feet; thence North 08 degrees 44 minutes 35 seconds West 131.50 feet to the South line of the Goose Creek Apartment site; thence along the south line of the Goose Creek Apartment site North 89 degrees 09 minutes 32 seconds East 382.99 feet; thence South 01 degrees 6 minutes 14 seconds East 436.91 feet to the North line of a 10 foot dedication for right of way purposes for Six Points Road; thence along the proposed Northerly right of way of Six Points Road South 89 degrees 24 minutes 52 seconds West 367.38 feet to the Point of Beginning, situated in the County of McLean, in the State of Illinois.

21-08-456-015

REPORT

To: Zoning Board of Appeals

From: Staff

Subject: **SP-08-12** Public Hearing and Review on the petition submitted by Milestones Early Learning Center & Preschool requesting approval of a special use permit for a day care center for the property located at 1207 Six Points Road. Zoned R-3A, Multiple-Family Residence District

BACKGROUND INFORMATION:

Adjacent Zoning

North: R-3A, Multiple-Family Residence District
South: B-1, Highway Business, Mixed Residence
East: B-1, Highway Business District
West: R-1B, R-1C Single-Family Residence Districts

Adjacent Land Uses

North: Multiple-Family
South: Vacant, Single-Family
East: Multiple-Family
West: Single-Family Residence

The Comprehensive Plan calls for the property to be high density residential.

This petitioner is seeking a special use for a day care center on vacant land adjacent to Six Points Road and McKay Drive. The site slopes downward from the east to the west on a 3.46 acre, wooded parcel. There is a creek which runs generally north to south and is in the low area.

The day care center will be located on the eastern half of the property. The proposed building and parking lot are far enough away that with appropriate drainage measures being taken there should be little impact on the stream. The petitioner is working with the engineering department to assure compliance with storm water and erosion control requirements.

The development will be in compliance with all building setback and parking requirements. The intensity of the use is such that it should be compatible with the nearby the apartments. It may be more intense than the single-family homes to the west and south but since there will be 150 to 200 feet with many trees left intact there should be reasonable buffering between these land uses. Since the use is compatible with nearby uses, staff supports the request.

Action by the Board of Zoning Appeals.

For each special use application the Board of Zoning Appeals shall report to the Council its findings of fact and recommendations, including the stipulations of additional conditions and guarantees, when they are deemed necessary for the protection of the public interest or to meet

the standards as specified herein. No special use application shall be recommended by the Board of Zoning Appeals for approval unless such Board shall find:

- 1. that the establishment, maintenance, or operation of the special use will not be detrimental to or endanger the public health, safety, comfort or general welfare;**
- 2. that the special use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, nor substantially diminish and impair property values within the neighborhood;**
- 3. that the establishment of the special use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the zoning district;**
- 4. that adequate utilities, access roads, drainage and/or necessary facilities have been or will be provided;**
- 5. that adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets; and**
- 6. that the special use shall, in all other respects, conform to the applicable regulations of the district in which it is located, except as such regulations may be modified by the Council pursuant to the recommendations of the Board of Zoning Appeals. (Ordinance No. 2006-137)**

STAFF RECOMMENDATION:

Staff recommends that the Zoning Board of Appeals pass a motion recommending City Council approval of this petition in Cases SP-08-1212 to allow day care center for the property located at 1207 Six Points Road.

Respectfully submitted,

Mark Woolard
City Planner

**UNAPPROVED MINUTES
ZONING BOARD OF APPEALS
REGULAR MEETING
WEDNESDAY, DECEMBER 19, 2012, 3:00 P.M.
COUNCIL CHAMBERS, CITY HALL
109 E. OLIVE ST., BLOOMINGTON, IL**

Members present: Mr. Dick Briggs, Mr. Mike Ireland, Mr. Robert Kearney, Mr. Steve Parker, Mr. Bill Zimmerman

Members absent: Mrs. Barbara Meek

Also Present: Mr. Kevin Kothe, City Engineer
Mr. Mark Woolard, Acting Secretary

Mr. Woolard called the meeting to order at 3:01 p.m. and called the roll. A quorum was present.

The Board reviewed the minutes from November 21, 2012. The Board but had no corrections to the minutes. The minutes were accepted as printed.

Chairman Ireland explained the meeting procedures. Mr. Woolard stated that the cases had been published.

SP-08-12 Public Hearing and Review on the petition submitted by Milestones Early Learning Center & Preschool requesting approval of a special use permit for a day care center for the property located at 1207 Six Points Road. Zoned R-3A, Multiple-Family Residence District.

Chairman Ireland introduced the special use case and asked for anyone who would like to speak in favor of the petition to come forward. Derek McPherson, 3021 Wild Horse St., Normal was sworn in and stated their intent is to provide a new facility for Milestones Early Learning Center. They have done a lot of due diligence in finding a sight that meets their educational requirements and with a natural environment. They intend to maintain the integrity of the site and the neighborhood. Throughout the design process they have made every effort to minimize neighborhood impacts by placing the building on the east side of the lot, maintain a buffer from McKay Drive and have all traffic access be off Six Points Road. They intend to follow the natural drainage pattern. The detention and drainage is not 100 percent calculated.

Mike Sewell, of Shive Hattery and 2103 Eastland Drive, was sworn in and stated the only unique characteristic about this site there is quite a bit of fall from east to west. The grades are not quite as severe on the east side shelve of the property. He explained the design, how the creek is a good location for detention and that it will meet code. They fully intend to meet city requirements for detention and water will not back up stream. Mr. Briggs asked if it will be a private creek, who will be responsible and what is the long term plan for erosion control. Mr. Sewell stated the intention is to prevent erosion and they will collect all of the storm water that lands in the development and reduce the water velocity. They will create a settling basin that

should improve up stream erosion. He said there will be some maintenance responsibilities of the property owner and there should not be any off site impacts.

Dana David, the daycare director and of 315 N. Stillwell St. was sworn in and thanked the neighbors for coming and it means a lot to see neighbors. She said they will operate 6 am to 5:30 Monday through Friday and anticipate serving 129 children with the bulk of the traffic in early morning and later afternoon. This will be 70 – 80 families and do not anticipate a huge increase in traffic. They are thrilled to have a parking lot as their current facility does not have such. Meeting city codes and ample parking is desirable for them. They intend to retain as many trees as possible. She said they will look to the schools to transport children from the schools with about 2-3 buses.

Chairman Ireland asked for anyone else who would like to speak in favor of the petition and no one spoke.

Chairman Ireland asked for anyone who would like to speak in opposition to the petition. Thomas Hilton, of 1703 McKay, was sworn in and stated he also owns a parcel at 1704 McKay which is almost adjacent to the site. He questioned if the triangular piece of land was part of their plans. He has lived there since 1983 and referred to their due diligence and he can give a lot of due diligence on how the water goes though there and how there is an enormous amount of water comes through there which is on almost virgin forest land. With a 15,000 square foot building and a 58 space parking lot it will add a lot of water to the creek and the detention basin and what they do will have enormous impact on the people to the north plus the park. He stated they need to do a little bit more figuring and this is the first he heard about the run over the top so if it doesn't affect the people up stream and when it fills up so much that it goes over the top he asked what do you think it will do to the people downstream? He said they are not having access to McKay which is fine. The building and fenced in area will be closer to the west than they will lead us to believe. He stated his concern is the due diligence needs to be done very thoroughly and the city needs to double check everything. If they approve this and they put in a "Mickey Mouse" detention basin it is going affect everyone up stream and their property values. He said right now a one inch rain will put the water in the street and that is with no new building. He provided a photograph. The city just spent a bunch of money because the creek blew out a neighbor's driveway.

Mr. Sewell stated there are two issues, one run off attributable to the development and then preexisting conditions. As far as their development if they follow the code and size the structures according to the code there will not be any additional water from their development. The burden to improve the preexisting drainage needs to be a separate issue. The water's velocity from the parking lot will be reduced through rip rap. There should be careful analysis to minimize impacts to the neighboring properties.

Mr. Kearney questioned Mr. Sewell, now that he has heard concerns from the neighbor, is he comfortable with the due diligence or does he need to revisit it. Mr. Sewell said he has all the confidence in the world that they will make sure the run off from their site will not make negative impacts on downstream properties. Doing anything special with the property to slow down water to assist properties downstream is something requiring more thought because it

will be quite a task to understand what is happening downstream and decide what is just for this owner to do for water coming from upstream properties. Their plan will not exasperate what happens to downstream properties. He does not see the situation being worse than now.

Mr. McPherson stated the slope is such that the parking lot will be sloped east to west and there will be curbs which will be slowing down some of the water. He said as for the parking lot and building it could happen tomorrow for another development and there will not be anything “Mickey Mouse” about what they do. They are professionals and have to follow the codes.

William Skeen of 1802 McKay Dr. was sworn in and stated the creek goes straight through his back yard and cannot handle any more water. He proved photographs of the creek. His concern is for the run off from the parking lot and every year there is a little more erosion.

Mr. Hilton said he heard the same story where they said there would be no impact when Goose Creek was built and the one foot wide stream became three foot and four feet deep. This is the same thing and if the city goes along, it probably will happen again although it will be seven feet deep and nine feet wide. His concern is for the existing home owners and will his lot become unbuildable. He has actually had water up on his driveway. It needs fixed and if that means a new detention basin, then fine.

Ms. David asked if any of this was addressed with the reworking of Six Points Road.

Chairman Ireland asked for anyone who would like to speak in opposition to the petition and no one spoke.

Mr. Woolard explained the proposed location of the day care on the site is good in comparison to other potential day cares as it is farther away from the homes. The access selected is a good location and impacts on Six Points should be minimal as opposed to traffic coming onto McKay. The use appears to be compatible to other nearby properties. Trees should be able to remain especially on the northwest part of the site. He stated that staff supports the request. He also noted the Board had received a letter from Nate Ewing.

Mr. Kothe stated the Engineering Department has not received plans but they do have other areas where basins are in the drainage way. There are concerns he will need to address in his design and they will need to make sure there are not impacts to up and down stream properties. Part of this area was developed when it was outside the city and that is why they do not have detentions.

There was discussion on the detention requirements, when plans should be provided and making an independent assessment and determination on the drainage and its impacts. Mr. Kothe said the basin will help slow down the water. The Board discussed this special use with other possible uses and the ordinance standard number four for special use reviews.

Mr. Hilton said he knows this is driven by tax dollars but the Goose Creek Apartments deemed this site unbuildable or would have built apartments there. He said he would like this petitioner

to explain how much dirt they are going to have to put in there to make it level and that will affect it also.

Chairman Ireland stated other departments review the technical requirements and we need to review this and recommend if a special use is appropriate on this site.

Mr. Kearney prefaced his vote by saying he is a little concerned about the drainage issue but also is concerned that you may get the impression that you came to the wrong place to raise your concerns about the drainage issue and you did not. It is in the finding of fact number four and is important and he does not want you to leave with the impression that you went to the wrong department or board. You came to the right place. He has to rely on the city engineer's answer to his question as yes that there will be adequate drainage facilities provided if all they did was to live up to the minimum of the code based on all he heard. Notwithstanding all of that he said he is generally in favor of day care centers and this was flagged as a drainage issue.

Mr. Briggs prefaced his vote by saying he concurs with Mr. Kearney's comments and there is a two prong problem. One is with how the current facility is going to impact the drainage and also the engineering staff in the report to city council needs to address both what impact this proposal is having but what impact or situation is already there. The city council needs to be aware of it before going into the hearing and get surprised from hearing the neighbors concerned about flooding of a preexisting condition.

Chairman Ireland prefaced his vote by saying the record will be provided to the Council before they make their vote. They will be fully aware of this and water issues throughout the city are on their agenda all the time so they will be fully aware of not only potential new water issues here but the fact that it was brought up that there had been existing water issues in this area and it raises the concern from the neighbors that possibly developing the site may bring on new issues. He said he does not see water retention by itself as a reason to deny the use of a day care center/learning center in an R-3A district.

The vote on the special use was approved with five (5) voting in favor and zero (0) against.

Public Comment: None.

Other Business:

The Board reminded each other about the required training on the Open Meetings Act.

New Business: None

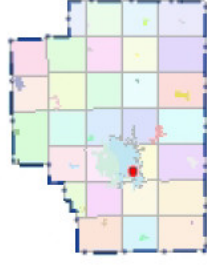
Adjournment was at 4:24.

Respectfully;

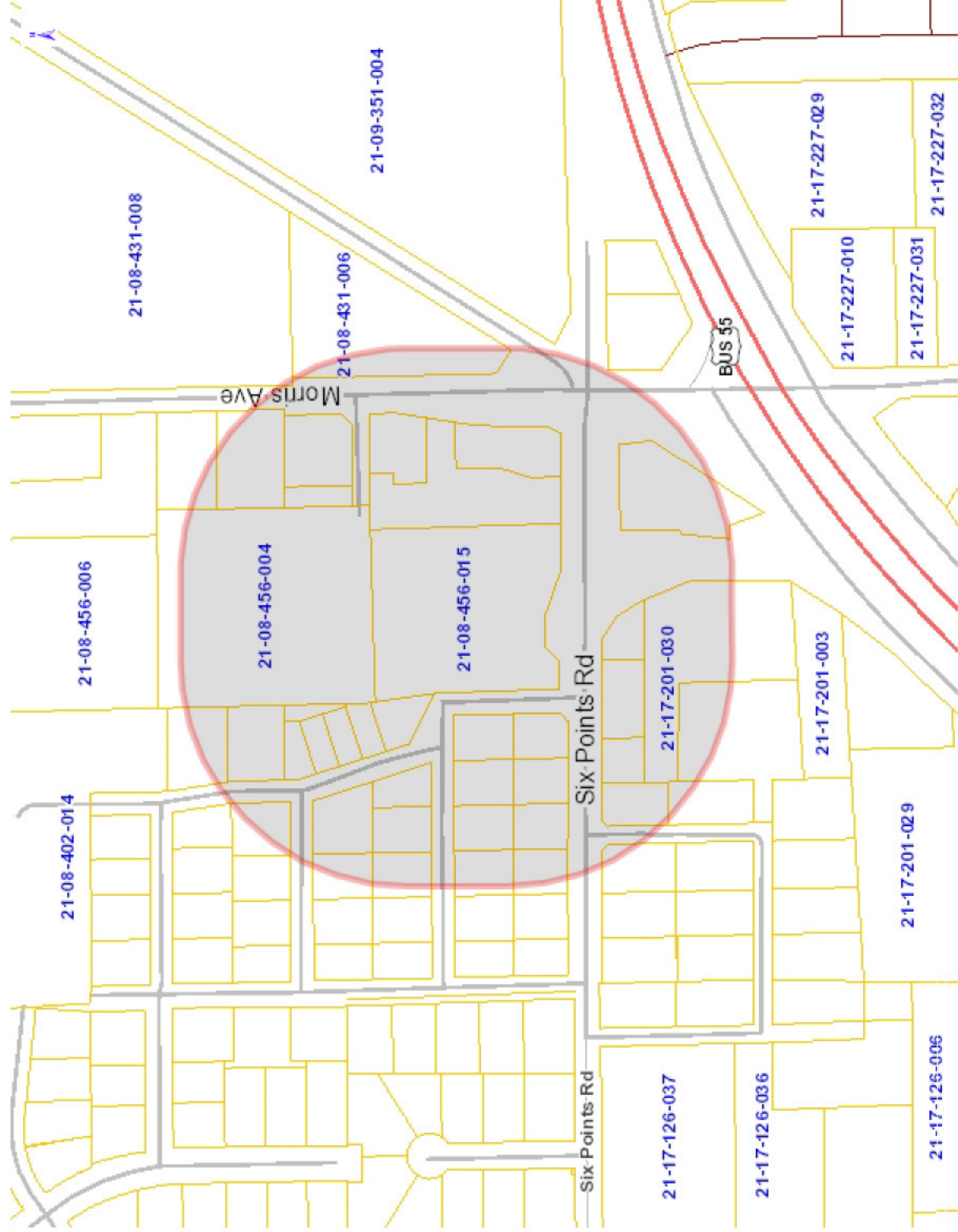
Mark Woolard
Acting Secretary



Spec. Use Notification Map Milestones Early Learning Center & Preschool



- Legend**
- Parcels
 - Condo_Improve
 - Interstates
 - US_Highways
 - State_Highways
 - County_Highways
 - County_Rd
 - City_Streets
 - ALLEY
 - CITY_ARTERIAL
 - CITY_COLLECTOR
 - CITY_STREET
 - PRIVATE_STREET
 - Railroad
 - County



Notes





From: ndoggy2@yahoo.com
To: "mwoolard@cityblm.org" <mwoolard@cityblm.org>
Date: Tuesday, December 18, 2012 05:54AM
Subject: Public Hearing Dec. 19 Milestone Early Learning Center

History: ➔ This message has been forwarded.

Mr. Mark Woolard
Secretary, Zoning Board of Appeals

Dear Mr. Woolard,

Thank you for your help on Dec 14 reviewing the plans for Milestones Early Learning Center and Preschool at 1207 Six Points Road, Bloomington, IL.

Unfortunately It looks like I will not be able to attend the meeting on Dec. 19.

I would like to list a few items of concern in this e-mail which can be addressed in the meeting.

The first item would be the increased water runoff generated by the building and parking lot.

This will affect my property as well as several of my neighbors on Mckay Drive.

I understand that there is a possible retention basin planned to take care of this.

Another item is the removal of trees. I understand this must be done to develop the property.

However, I would hope that as many as possible remain, especially on the Mckay side and adjacent to my property at 1810 Mckay. In particular to my property, my concern is the possible loss of privacy to my back yard. From what I understand, the playground is on the east side of the lot away from my backyard, which appears to leave some area unoccupied between us. I would hope that the playground is not expanded later up to where my backyard is.

These are my concerns about this development at this time.

Thanks for your help.

--Nate Ewing Jr.

1810 Mckay Drive

Bloomington, IL 61701-8312

Ph. 309-828-3119

Cell 309-846-4861

Notified Properties - Special Use for Day Care Center

12/3/2012

109 E OLIVE ST
BLOOMINGTON, IL 61701

1306 SIX POINTS RD
BLOOMINGTON, IL 61701

1210 SIX POINTS RD
BLOOMINGTON, IL 61701

4 SZAREK DR
BLOOMINGTON, IL 61701

1210 SIX POINTS RD
BLOOMINGTON, IL 61701

1210 SIX POINTS RD
BLOOMINGTON, IL 61701

1302 SIX POINTS RD
BLOOMINGTON, IL 61701

1304 SIX POINTS RD
BLOOMINGTON, IL 61701

3 SZAREK DRIVE
BLOOMINGTON, IL 61701

1210 SIX POINTS RD
BLOOMINGTON, IL 61701

3501 6TH STREET HWY W
SOUTHERN VIEW, IL 62703

1810 MCKAY DR
BLOOMINGTON, IL 61701

1802 McKay Dr
Bloomington, IL 61701

HOWARD GOODE
NORTHBROOK, IL 60062

1628 COLOINAL PARKWAY
PALATINE, IL 60067

1302 WELLING STREET
BLOOMINGTON, IL 61701

1808 MCKAY DR
BLOOMINGTON, IL 61701

1306 WELLING ST
BLOOMINGTON, IL 61701

1703 MCKAY DR
BLOOMINGTON, IL 61701

1806 MCKAY ST
BLOOMINGTON, IL 61701

1303 Welling St
Bloomington, IL 61701

1804 MCKAY DR
BLOOMINGTON, IL 61701

1409 BUTCHERS LN
BLOOMINGTON, IL 61701

1304 ANDERSON ST
BLOOMINGTON, IL 61701

1302 ANDERSON
BLOOMINGTON, IL 61701

1702 MCKAY DR
BLOOMINGTON, IL 61701

1308 WELLING ST
BLOOMINGTON, IL 61701

1304 Welling St
Bloomington, IL 61701

1305 WELLING ST
BLOOMINGTON, IL 61701

1301 Welling St
Bloomington, IL 61701

Notified Properties - Special Use for Day Care Center

12/3/2012

1307 SIX POINTS RD
BLOOMINGTON, IL 61701

1301 SIX POINTS RD
BLOOMINGTON, IL 61701

1303 SIX POINTS RD
BLOOMINGTON, IL 61701

1703 MCKAY STREET
BLOOMINGTON, IL 61701

109 E OLIVE
BLOOMINGTON, IL 61701

1305 SIX POINTS RD
BLOOMINGTON, IL 61701

2501 FOX CREEK RD
BLOOMINGTON, IL 61704

1705 Tullamore Ave Ste B
Bloomington, IL 61704

109 E OLIVE ST
BLOOMINGTON, IL 61701

1705 Tullamore Ave Ste B
Bloomington, IL 61704

2621 Varsity Ct
Springfield, IL 62712

FOR COUNCIL: January 14, 2013

SUBJECT: Adoption of latest edition of the Illinois State Plumbing Code; updates to the Bloomington Municipal Code, Chapter 34, Plumbing Code; and adjusted fees and fee schedules

RECOMMENDATION/MOTION: That the Text Amendment be approved and Ordinance passed, per the recommendation of the Plumbing Board of Appeals and City staff.

STRATEGIC PLAN LINK: Goal 1. The proposed changes to the plumbing code relate to the Strategic Plan Goals of: Financially Sound City Providing Quality Basic Services, Upgrade City Infrastructure and Facilities, and promoting Strong Neighborhoods.

STRATEGIC PLAN SIGNIFICANCE: Objective 1.a. One of the objectives of providing a financially sound City is to provide the resources necessary to support our defined services. The fee adjustments as a part of these code changes provide the resources for staff and related needs to inspect and ensure compliance with the latest codes expected to protect the life, safety and welfare of the City's citizens.

Goal 2, Upgrade City infrastructure and Facilities, is encouraged by implementing the latest requirements for sewage collection systems and water distribution, extending the life of City's infrastructure.

The Strong Neighborhoods Goal (#3) is met as older homes are upgraded with the latest systems and technology as they replace private sewer and water services or the plumbing in their homes.

BACKGROUND: Every few years the state of Illinois updates the Illinois Plumbing code as managed by the Illinois Department of Public Health. As these code updates are completed the City Planning and Code Enforcement Department reviews the code and adopts it for direct City use. In the process PACE evaluates our own operations and programs for consistency with the State requirements, our own programs, and operational needs. This action will adopt the latest version of the Illinois Plumbing code (to be updated in 2013 from 2004), clarify language, and establish fees necessary for PACE operations. In addition, the language will be modified to automatically update to the latest version of the State Code. This will streamline the process for staff since we will no longer have to adopt the new code when it's promulgated by the State. This is helpful in this case since the City cannot regulate plumbing in a manner which is less stringent than the minimum standards set forth in the Illinois Plumbing License Law. The Legislature has preempted home rule authority in this area (225 ILCS 320/42).

A public hearing was held before the Plumbing Board of Appeals on December 18, 2012. Upon completion of the hearing, the Board voted unanimously to recommend that the City Council approve the changes proposed for Chapter 34.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: On December 18, 2012, Staff introduced the proposed changes, in a public hearing, to the Plumbing Board of Appeals. Along with a public notice published in the local newspaper, direct notices were mailed to all of the plumbers and plumbing contractors registered to work in the City. One citizen took advantage of the meeting to educate themselves to the changes being proposed.

FINANCIAL IMPACT: The fees associated with plumbing permits and inspections have not been comprehensively reviewed since 2008. The proposed fees will generally increase from 13-23% over this five (5) year (2.6 - 4.6%/ year) time frame.

Respectfully submitted for Council consideration,

Prepared by: Mark R. Huber, Director of PACE

Financial & Budgetary review by: Timothy L. Ervin, Budget Officer

Legal review by: Todd Greenburg, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Attachments: Attachment 1. Ordinance
Attachment 2. Plumbing Code Advisory Board Minutes – December 18, 2012

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			

ORDINANCE 2013 - _____

AN ORDINANCE AMENDING CHAPTER 34, PLUMBING CODE, OF THE
BLOOMINGTON CITY CODE

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

SECTION 1. That the Bloomington City Code, 1960, as amended, be further amended by adding the following changes to Chapter 34, Plumbing Code, Section 1, Adoption of the Illinois State Plumbing Code (additions are indicated by underlining; deletions are indicated by strikeouts):

SEC. 1 ADOPTION OF ILLINOIS STATE PLUMBING CODE.

There is hereby adopted by the City for the purpose of establishing rules and regulations for materials, construction, alteration, and inspection of all plumbing placed in or in connection with any building that certain Plumbing Code known as the Illinois State Code, being particularly the ~~2004~~ current edition thereof, and the whole thereof, of which not less than one (1) copy has been and now is filed in the Office of the City Clerk; and the same are hereby adopted and incorporated as fully as if set out at length in this Chapter, the provisions of which shall be controlling within the corporate limits of the City and within the area of Lake Bloomington and other areas under the jurisdiction of the City. (~~Ordinance No. 2005-73~~)

(a) Illinois State Plumbing Code - Administrative Authority. Wherever the words "administrative authority" are used in the Illinois State Plumbing Code, adopted in the preceding section, it shall be held to mean the Director of Planning & Code Enforcement of the City of Bloomington or his representative. (Ordinance No. 1994-60)

(b) Public Health Board. Wherever the words "public health board" is used in the Illinois State Plumbing Code, it shall be held to mean the McLean County Health Department. (Ordinance No. 1984-102)

(c) The Current Edition of the State of Illinois Department of Public Health Food Service Sanitation Code Section 750.5.

WATER AND SEWAGE

PART 895 PUBLIC AREA SANITARY PRACTICE CODE

SECTION 895.50 RESTROOMS

SEC. 5 CONTRACTOR ADMINISTRATION PERMIT FEE REQUIRED.

Every plumbing contractor engaging in the business of plumbing in the City shall cause his name, residence and place of business to be recorded with the City Clerk of the City. The City Clerk shall keep a record of such business. An annual ~~registration~~ administration permit fee shall be required of any person, firm or corporation engaging in the business of plumbing contractor in the City. Said annual business shall be issued only upon submission of a copy of the applicant's current Illinois State plumber's contractor registration, and payment of the required fee of Fifty Dollars (\$50.00), approval by the Plumbing Inspector. Contractors shall obtain the business license on or before January 1 of each year. Should a contractor not obtain the business

license by February 1, an additional Twenty-five Dollars (\$25.00) will be required. (~~Ordinance No. 2005-73~~)

(g) Water services from the curb box (curb shutoff valve) to the building shall be type "K" copper, Class 150 cast iron, or copper tube size (CTS) polyethylene (PE) tubing meeting ASTM D 2737 - standard. Polyethylene (PE) pipe shall be installed only with compression fittings with insert and clamp type fittings. All clamps shall be of corrosion resistant material. The inside diameter (ID) of any insert fitting shall not be less than the minimum allowable size for water service as required by the Illinois State Plumbing Code. ~~PE tubing is only allowed for residential buildings of (3) three stories or less (as determined by the Building Code).~~ PE tubing water service shall be one continuous pipe from the curb stop or pig tail to building water meter. PE water service shall have a solid 12 gauge blue sheathed coated, suitable for direct burial tracer wire connected to the coupling or curb stop ~~secured to the service every six (6) feet,~~ unbroken and accessible at the water meter. (~~Ordinance No. 2008-49~~)

(h) Water service for fire, domestic and combination services shall be installed and tested from the main to the interior of the building by same plumbing contractor.

(i) New construction requiring potable water and fire protection water service shall be combination service. Location of shut off valves shall be approved by the Plumbing Inspector or Director of Water.

SEC. 20 SEWER CONNECTIONS.

No person shall construct or cause to be constructed or make any drain or sewer leading into any of the common sewers of the City of Bloomington without the written permission of the City Engineer.

New Sewer - replacement sanitary sewer, sewer liner, sewer pipe bursting replacement or connection to an existing sewer shall only be approved when sewer connects directly from owner's property to City of Bloomington sanitary sewer main. Approval of other installations shall only be allowed by written permission from Public Works Department.

SEC. 24 INTERIOR PIPING - POTABLE WATER.

(a) Distribution piping in all buildings shall be types "K", "L" or "M" copper, galvanized steel, PEX (cross linked polyethylene) or equal. Solder joints to be of lead-free solder.

Exception 1: Distribution piping in ~~residential buildings of 3 stories or less~~ shall be type "K", "L" or "M" copper galvanized steel or cross linked polyethylene meeting the fitting and standard requirements as list in the Illinois State Plumbing Code.

Exception 2: For interior HUD manufactured single-family homes, Appendix A, Table 6, Section 890 of the Illinois State Plumbing Code shall apply. (Ordinance No. 2008-49)

(b) Piping from the meter to the water heater is to be size 3/4" or larger. Point of use water heaters for individual fixtures shall be sized by the minimum inlet of the water heating unit. (Ordinance No. 2005-73)

(c) The water heater in a building that supplies more than one family shall have a shut off valve on both hot and cold water pipes connecting the water heater (Ordinance No. 2005-73)

(d) Domestic Hot Water Supply and Distribution, New or re-placement water heater installation. Domestic hot water heating units shall be designed and sized for the number of plumbing fixtures being served. A water heater manufactures sizing table shall be used in calculating hot water demand for each residential, commercial or multi-unit building.

~~(d)~~ (e) Chemical dispensing, softening, purification units shall have a dedicated water supply and shut off valves to each unit. ~~(Ordinance No. 2005-73)~~

SEC. 24.1 LAWN SPRINKLERS / IRRIGATION SYSTEMS.

(a) Lawn sprinkler and irrigation systems connected to the City water system shall comply with the City Plumbing Code. Materials used underground shall be type "K" copper lead free solder joints or PVC with a minimum of 160# test pressure with stainless steel hose clamps, cross linked polyethylene or solvent weld type connections or equal. ~~(Ordinance No. 2005-73)~~

(b) All landscape irrigation systems installed after the effective date of this Ordinance shall be equipped with either a rain sensing or soil moisture sensing device which overrides the irrigation cycle of the sprinkler system when it rains and/or when the soil has adequate moisture. (Ordinance No. 2005-73)

(c) No lawn sprinkler or landscape irrigation system shall be caused or allowed to operate during rain or in such manner so as to produce water run-off, over-spraying, low head drainage or any other condition which results in water flowing onto property not served by the lawn sprinkler or landscape irrigation system. (Ordinance No. 2005-73)

(d) Lawn sprinkler contractors shall pay an application fee of Thirty Dollars (\$30.00) for each system installed. Registered plumbing contractors (i.e., installation by plumbers and apprentice only) and homeowners shall be exempt from the application fee. (Ordinance No. 2005-73)

(e) No lawn sprinkler system will be installed without approved plans, securing a permit and prior approval of the Plumbing Inspector. (Ordinance No. 2005-73)

(f) All back flow devices must be certified by a licensed Cross Connection Control Device Inspector and a copy of the certification with the appropriate fees shall be sent to the Plumbing Inspector. (Ordinance No. 2005-73)

(g) Lawn irrigation systems from any water source shall have a permit issued. (Ordinance No. 2005-73)

(h) Interior piping for lawn irrigation systems shall be copper or cross linked polyethylene piping to the exterior of building. (~~Ordinance No. 2005-73~~)

SEC. 35 UNIONS.

No union in ~~water~~ DWV piping may be concealed in partitions or floors except in emergency repairs ~~and then only by metal to metal joints of nonferrous material.~~

SEC. 52 BACK FLOW PREVENTION DEVICES.

(a) All back flow prevention devices or methods required by these rules and regulations shall be approved by the Research Foundation for Cross-Connection Control of the University of Southern California, American Water Works Association, American Society of Sanitary Engineering, Canadian Standards Association or American National Standards Institute or certified by the National Sanitation Foundation to be in compliance with applicable industry specification.

SEC. 55 FEES.

(a) There shall be a ~~\$40.00~~ \$50.00 fee for filing the survey required under Section 37 of this Chapter. The fee shall be assessed for each survey filed. This fee shall be assessed each time a survey is filed, regardless of whether the survey submitted had been filed previously and is being resubmitted to correct deficiencies or errors in a previously filed survey. (~~Ordinance No. 2008-49~~)

(b) There shall be a charge of \$50.00 per hour assessed for any inspection conducted by the Director of Water or his authorized agent pursuant to Section 43 of this Chapter or under any other provision of this Chapter to check information set forth in a survey report or to verify compliance with the requirements of this Article.

(c) There shall be a ~~\$20.00~~ \$30.00 fee for filing the annual certification of cross connection control devices as required in Section 49(d)(3) of this Chapter. The fee shall be assessed for each device certified. (~~Ordinance No. 2008-49~~)

(d) All fees provided for herein shall be paid to the Director of Water or his designated representative. (Ordinance No. 2005-73)

SEC. 98 BUILDING SEWER.

The waste piping from a point five feet (5') outside a building to the City sewer shall be considered the building sewer and shall be constructed of the following materials with a minimum diameter of four inches (4"): cast or ductile iron, PVC schedule 40, PVC schedule 80 with solvent weld joints, or PVC Schedule 21 - Type PSM-SDR slip joint pipe.

All piping material shall be embedded with a minimum of four inches (4") granular cradle below the sewer pipe and six inches (6") of granular cradle above. (Ordinance No. 2008-49)

Cure in place sewer liners may be accepted for making repairs of existing sanitary and storm water sewer services provided liner systems, installation and materials standards are approved and permits issued prior to installation.

Pipe bursting is only permitted using approved material as list in the Illinois Plumbing and the approval of the plumbing Inspector. (Plans and Permit required).

SEC. 117 FEES.

(a) New plumbing system installations, additions, or major alterations to existing systems shall upon approval of plans and specifications be granted a work permit. The total fee for such a permit shall be an accumulation of the fees corresponding to each and every plumbing fixture or appurtenant device in the system as contained in the following schedule. The minimum fee for a permit in this Section shall be ~~Twenty Dollars \$20.00~~ Thirty Dollars (\$30.00).

The fee for any fixture or work not listed in this Section shall be determined by the Plumbing Inspector.

Backwater valve	\$10.00 <u>\$13.00</u>
Bathtub with or without shower	\$10.00 <u>\$13.00</u>
Bidets	\$10.00 <u>\$13.00</u>
Dishwashers: residential	\$10.00 <u>\$13.00</u>
commercial	\$13.00 <u>\$15.00</u>
Disposals: Garbage	\$10.00 <u>\$13.00</u>
Drains: Floor Drain	\$10.00 <u>\$13.00</u>
Roof Drain	\$13.00 <u>\$15.00</u>
Carwash or Repair Garage Drain	\$13.00 <u>\$15.00</u>
Trench drain	\$13.00 <u>\$15.00</u>
Open Site Drain	\$13.00 <u>\$15.00</u>
Parking Lot Drain	\$13.00 <u>\$15.00</u>
Fountains: Drinking Fountain	\$13.00 <u>\$15.00</u>
Water Fountain	\$13.00 <u>\$15.00</u>
Grease Interceptor	\$13.00 <u>\$25.00</u>
Oil Interceptors	\$13.00 <u>\$25.00</u>
Lawn Sprinkler: Each sprinkler head	\$ 1.00
Irrigation system	\$10.00 <u>\$20.00</u>
Lavatory / Hand sink	\$10.00 <u>\$13.00</u>
Pools: Spas	\$10.00 <u>\$13.00</u>
Whirlpools	\$10.00 <u>\$13.00</u>
Private pools	\$25.00

	Public Pools	\$50.00
Pumps:	Water pressure built-in boosters	\$10.00 <u>\$20.00</u>
	Sewage injection pump	\$10.00 <u>\$20.00</u>
	Circulating pump	\$10.00 <u>\$15.00</u>
Residential New Construction	Water & Sewer	\$30.00
	Water Service	\$25.00 <u>\$30.00</u>
	Sanitary Sewer Service	\$25.00 <u>\$30.00</u>
	Storm Sewer connection	\$25.00 <u>\$30.00</u>
Shower:	Stall or compartment shower head	\$10.00 <u>\$15.00</u>
Sinks:	Kitchen sink	\$10.00 <u>\$15.00</u>
	3 compartment sink	\$13.00 <u>\$20.00</u>
	Laundry (tub) Sink	\$10.00 <u>\$13.00</u>
	Service (Mop) Sink	\$10.00 <u>\$13.00</u>
	Bar sink	\$10.00 <u>\$13.00</u>
	Surgeon, Pantry, Bedpan. etc.	\$10.00 <u>\$13.00</u>
Softener:	Water Softener/Filtration Systems	\$20.00 <u>\$25.00</u>
Sprinkler System:		
	Service connection	\$25.00
	Backflow preventer	\$20.00 <u>\$30.00</u>
Medical Equipment:	Instruments, utensils, etc	\$10.00 <u>\$15.00</u>
	Sinks	\$13.00 <u>\$15.00</u>
	Emergency showers and eye wash	\$13.00 <u>\$15.00</u>
Tanks:	Water Supply	\$10.00 <u>\$20.00</u>
	Pressure tanks	\$10.00 <u>\$20.00</u>
Traps, standpipes, etc.		\$10.00 <u>\$13.00</u>
Urinals:	Wall or Floor type	\$10.00 <u>\$15.00</u>
Waterclosets:	Floor or wall mounted	\$10.00 <u>\$13.00</u>
Water Heaters:	Domestic or residential	\$15.00 <u>\$25.00</u>
	Commercial	\$20.00 <u>\$30.00</u>
	Water heater replacement with piping change	\$25.00 <u>\$30.00</u>
Washer:	Clothes	\$10.00 <u>\$13.00</u>
	Garbage can	\$10.00 <u>\$15.00</u>

Medical Gas Systems: Fees for medical gas system installation shall be calculated by cost of work using the Building Permit fee schedule set forth in Chapter 10. All medical gas systems installed or repaired shall be by a certified medical gas installer.

Except as specifically noted, permit fees of ~~Ten Dollars \$10.00~~ Thirteen Dollars (\$13.00) are applicable only for one and two family dwelling installations. Multi-family and other nonresidential fees shall be ~~Thirteen Dollars (\$13.00)~~ Fifteen Dollars (\$15.00). Fees for plumbing work over ~~\$50,000~~ \$25,000 will be determined by plumbing permit fee schedule of ~~Thirteen Dollars (\$23.00)~~ Fifteen Dollars (\$15.00) plus cost of work evaluation using fee schedule for building permit in the Building Code (Chapter 10). (~~Ordinance No. 2008-49~~)

(b) If proposed work is in pipe replacement only, the fee will be calculated based on "reasonable estimated cost" and using the fee schedule for building permits in the Building Code (Chapter 10). (Ordinance No. 2005-73)

(c) Minor Repairs. Minor repairs do not require changes in the piping to or from plumbing fixtures or involve the removal, replacement, installation or reinstallation of any pipe

or plumbing fixture. The minimum fee for the permit, if needed, shall be Thirty dollars (\$30.00) ~~Twenty-five (\$25.00). (Ordinance No. 2008-49)~~

(d) Pipe work. Any water supply pipe replacement or addition, and sewer pipe installation work shall be granted permits with fees based on the reasonable cost of improvement and using the fee schedule in Section 117(b). The minimum fee for a permit, if needed, shall be ~~Twenty-five (\$25.00)~~ Thirty dollars (\$30.00). ~~(Ordinance No. 2008-49)~~

(e) Permits issued to owner occupied single-family residences shall be charged a permit fee based on the above schedules with an additional fifty percent (50%) surcharge. (Ordinance No. 2005-73)

(f) A penalty surcharge of one hundred percent (100%) but not less than Fifty Dollars (\$50.00) shall be added to the permit fee when any work is undertaken prior to obtaining a required permit.

(g) A re-inspection fee of \$50.00 may be imposed when building is locked at time of scheduled inspection or work being inspected is not complete at time of inspection. ~~(Ordinance No. 2008-49)~~

Nothing in this Section shall prevent the Plumbing Inspector from recommending to the Plumbing Board of Appeals the revocation of the contractor's Certificate of Registration for repeated violation of doing work prior to his obtaining the required permit. (Ordinance No. 2005-73)

SEC. 124 FEE FOR APPEALS.

Any petition for a variance/interpretation for the Plumbing Board of Appeals shall be filed with the City Clerk, accompanied by a fee of ~~One Hundred Twenty-five (\$125.00)~~ One Hundred Fifty Dollars (\$150.00) payable to the City of Bloomington. Any additional variance associated with the property at the time of the original variance will be an extra Twenty-five Dollars (\$25.00) each.

SEC. 131 ~~GREASE~~ INTERCEPTORS REQUIRED.

SECTION 2. Except as provided herein, the Bloomington City Code, 1960, as amended shall remain in full force and effect.

SECTION 3. The City Clerk is hereby authorized to publish this ordinance in pamphlet form as provided by law.

SECTION 4. This ordinance shall be effective ten (10) days after the date of its publication.

SECTION 5. This ordinance is passed and approved pursuant to the home rule authority granted Article VII, Section 6 of the 1970 Illinois Constitution.

PASSED this _____ day of January, 2013.

APPROVED this _____ day of January, 2013.

APPROVED:

Stephen F. Stockton, Mayor

ATTEST:

Tracey Covert, City Clerk

City of Bloomington Plumbing Code Advisory Board

Meeting Minutes

December 18, 2012

On December 18, 2012 the Bloomington Plumbing Code Advisory Board met to discuss changes to Bloomington Chapter 34 Plumbing Code.

The meeting was called to order by Chairman Glenn Haney.

Board members present were Glenn Haney, Mike Graybeal and Linda Foutch.

Also present were Garry Hinderliter Board Secretary and one person in the audience.

Mr. Hinderliter verbally presented each code change to the Board members for an open discussion of each change.

Though requested, no comments from the public were received.

Upon completion of the discussion, a motion was made and seconded to accept changes to Chapter 34 with a date change from 2009 to current when referencing the Illinois Department of Public Health Food Service and Sanitation Code.

The Plumbing Board of Appeals voted unanimously to recommend the City Council adopt the proposed changes to the Municipal Plumbing Code, Chapter 34.

New business, Mike Graybeal resigned from the board and asked to recommend Jeff Brown as his replacement.

Being no other business, a motion was made to adjourn. The motion carried.

Garry Hinderliter

Bloomington Plumbing Inspector and Board Secretary

FOR COUNCIL: January 14, 2013

SUBJECT: 2012 – 2015 Police Strategic Plan Presentation

RECOMMENDATION/MOTION: None.

STRATEGIC PLAN LINK: Goal 3 – Strong Neighborhoods

STRATEGIC PLAN SIGNIFICANCE: Objective 3.a. Residents feeling safe in their homes and neighborhoods.

BACKGROUND: This is the second Police Department 3-year Strategic Plan which covers 2012 - 2015. As staff continues to evaluate the strengths and weaknesses of the Problem Oriented Policing philosophies and techniques, it has become apparent that there is a need for continuity and flexibility with each Strategic Plan.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: None.

FINANCIAL IMPACT: None.

Respectfully submitted for Council consideration.

Prepared by: Jack McQueen, CIAU Supervisor

Reviewed by: Randall McKinley, Chief of Police

Recommended by:

David A. Hales
City Manager

Attachment: Attachment 1. 2012 – 2015 Police Strategic Plan

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			



Bloomington Police Department

Strategic Plan



2012 to 2015

Randall McKinley , Chief of Police



Bloomington Police Department Strategic Plan

2012 / 2015



Our department's first three-year strategic plan has succeeded beyond our imagination. Through the hard work of our employees and our neighborhood partners, we have made an impact on criminal activity and nuisance concerns that have long been neglected in some of the more trouble-prone areas of our community. I am extremely proud that the relationship building within our community has exceeded my own optimistic expectations.

It is now time to take this plan to the next level and increase our momentum for the next three years. When we introduced our Problem Oriented Policing (POP) philosophy in 2009, we explained it would be a work in progress and would reflect a complete change in the structure of policing in the 21st century. This philosophy has proven to be very successful, but we can never stop learning and growing. We have more work to do with the management and accountability for our many POP projects. Some elements of the first three-year plan will continue. We also have some new goals and strategies that reflect changes in the community. Our aim is to allow the program to continue to grow and flourish as more of our staff and the public we serve work together to improve the quality of life in our community.

The key ingredient to a successful police agency is partnership with the neighborhoods, businesses, and the growing number of citizens we work with daily. As we introduce the next level of our Strategic Plan for your police department, I want to thank all of you on behalf of every police employee for opening your doors and minds and allowing us in as friends, neighbors, and public servants. Your participation in Problem Oriented Policing and your support of the Bloomington Police Department help us do a more effective job of maintaining public safety.

I believe we can continue to exceed our goals over the next three years, and with your cooperation, we can make Bloomington an even better place to live and work.

Randall D. McKinley, Chief of Police



GOAL 1

Reduce Crime and the Fear of Crime

Strategy 1: We will continue to develop Problem Oriented Policing project sites based on geographic regions with a greater than average number of crimes, calls for service, disorder events and higher than average risk of victimization. Individual officers and teams of officers will apply a variety of resources and techniques to reduce or eliminate criminal activity.

Action Plans:

- Criminal Intelligence and Analysis Unit (CIAU) and Command Staff will analyze geographic regions of the City to identify locations with a high density of criminal incident reports and high priority types of crimes. Multi-point crime analysis techniques will be utilized to identify, map, and resolve community problems, rather than just responding to calls for service in these areas.
- BPD responses on these projects will be driven by the Problem Oriented Policing model. Problem Oriented Policing (POP) is a philosophy that takes into account most of the issues facing today's law enforcement agencies which are rooted in facets that are also outside of the law enforcement arena. We have learned that working together with city, state, and federal agencies and partnering with our citizens allows us to focus on a deeper and more permanent solution to some criminal and nuisance issues plaguing certain areas of our community.
- We will continue to communicate and share information within the Department as well as with other City departments. BPD will collaborate with other City Departments, analyze cross department service data, and identify geographic areas where coordinated City services may assist in crime reductions.
- CIAU will manage an internal Problem Oriented Policing (POP) support center. Command staff will review and evaluate shift projects each month to ensure we are applying the most efficient responses to crime problems.



GOAL 1

Reduce Crime and the Fear of Crime

Strategy 2: We will increase communication with the community.

Action Plans:

- A community survey will be conducted to measure public satisfaction levels and overall performance of the department.
- The Department will research and develop an electronic system to utilize e-mail, text messages and other mobile device notifications for press releases, urgent public safety announcements or other topics. Alerts from such a system will allow users to receive alerts affecting only their neighborhood.
- The current online crime mapping system will be expanded to include mobile applications on both the Android and Apple phone platforms.
- The Department will maintain it's public Offender Watch website which is designed to educate the public on active sex offenders living within our city.
- Bi-monthly focus group meetings with citizens will continue to address current crime trends, complaints, problem locations and developments within the Department. Small task-oriented meetings will also be held with landlords and residents in high crime areas to determine the best course of action to reduce criminal activity and to help stabilize neighborhoods at risk for increased crime.
- Department staff will continue to work with Information Services to improve the website, increase content, provide more frequent updates, and incorporate the use of departmental videos.



GOAL 1

Reduce Crime and the Fear of Crime

Strategy 3: We will work to reduce adult and youth gang motivated crimes.

Action Plans:

- Patrol shifts and the Street Crimes Unit will continue to make gang contacts through rigorous foot and vehicle patrol in high crime areas. BPD will also continue to work with McLean County Probation and Illinois Department of Corrections to increase probationer and parolee accountability.
- CIAU will continue internal dissemination of current information on gang members, leaders and criminal organizations for the purpose of most efficiently removing the most violent offenders.
- School Resource Officers (SROs) and CIAU will continue efforts to identify “at-risk” gang youth and cooperate with local anti-gang intervention programs and schools to reduce youth gang membership.
- As part of Project Safe Neighborhoods, the Criminal Investigation Division and CIAU will continue to work with the States Attorney’s office as well as the U.S. Attorney’s office to identify violent gang offenders to ensure vertical prosecution is in place for a more binding continuity of these cases from beginning to end. We will also work with a specialized prosecution team that performs all hearings, trials, and sentencing of gang leaders, weapons violators, and habitual violent offenders.
- Gang Awareness training programs will be offered to the public, schools and social service agencies as requested. The Department will also continue to encourage the reporting of gang activity.
- We will continue to work with the City’s Community Development, Parks, and Public Service divisions to ensure the tracking, identification and prompt removal of gang graffiti.



GOAL 2

Improve the Quality of Life in Neighborhoods

Strategy 1: We will encourage participation in collaborative efforts with other City departments and the community. These collaborations will support actions in our high calls for service locations and Problem Oriented Policing projects.

Action Plans:

- Patrol officers will use information provided by the CIAU and shift commanders to target and reduce public nuisance offenses within our high calls for service areas and in designated Problem Oriented Policing project locations.
- Patrol officers will identify chronic crime problems within their patrol areas. Neighborhood assessments will be conducted to identify areas or residences that need improvement through additional City services or by increased community involvement.
- Shift and unit commanders will form ad hoc multi-officer teams to focus on crime problems that span multiple shifts and commanders will coordinate departmental and City resources as needed to address the problem(s).
- Problem locations will be addressed through a variety of techniques including increased use of “knock and talks,” saturation patrols, field interviews, focused traffic enforcement, foot patrols, and interviews with affected residents.
- The Department will continue to coordinate with the City’s Planning and Code Enforcement (PACE) Department and use the nuisance abatement programs as part of the Problem Oriented Policing model. Neighborhood Focus Teams will work with PACE inspectors to address property conditions at repeat calls for service locations as well as blighted neighborhoods throughout the City.



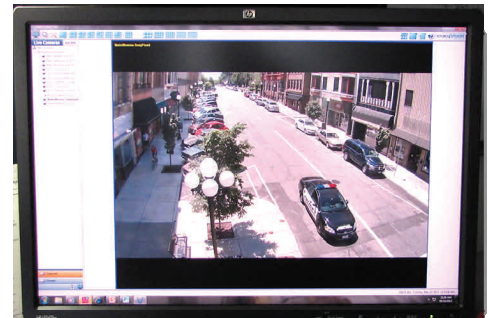
GOAL 2

Improve the Quality of Life in Neighborhoods

Strategy 2: The downtown area will be maintained as a safe environment by improved use of patrol resources and technology.

Action Plans:

- The Department's downtown detail will enforce alcohol-related City ordinances and educate the public and local businesses about the safe and responsible consumption and sales of alcohol.
- The use of specialized downtown patrols to deter street level disorder will continue.
- The wireless cameras used to monitor the downtown corridor have been an effective tool in efforts to identify individuals involved in acts of violence, disorderly conduct and public nuisances. We will increase the number of cameras in this area to help discourage such crimes.
- With assistance from the Information Services department, we will expand access to the camera network for our dispatch center. Dispatch staff and key departmental personnel will be trained on the use of the system for major crime incident responses.





GOAL 2

Improve the Quality of Life in Neighborhoods

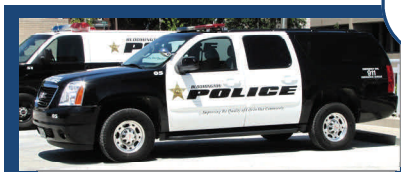
Strategy 3: We will enhance traffic enforcement, driving conditions and improve overall roadway safety in Bloomington.

Action Plans:

- The Patrol Division and the Engineering Department will identify top accident sites by patrol area so we can increase enforcement as needed. The Department will discuss traffic issues with the Staff Traffic Advisory Committee, a traffic safety work group that includes City, County, State and local groups.
- The Department will engage in drug interdiction efforts on our high traffic volume corridors to stem the flow of illegal narcotics into our jurisdiction.
- Increased enforcement of Driving Under the Influence (DUI) and Driving While Intoxicated (DWI) laws will be conducted with directed patrols in high accident locations and in the vicinity of establishments that serve alcohol.
- We will improve the processing of drivers arrested for DUI and DWI through specialized training for new officers.
- Existing in-car camera systems will be replaced to improve overall video system reliability and improve the quality of evidence captured during traffic stops.
- The Department will work with the Illinois Department of Transportation to enhance the use of existing traffic cameras installed on major roads and intersections in Bloomington.

GOAL 3

Enhance Community and Police Partnerships



Strategy 1: We will encourage building informal and formal collaborative relationships with other departments and community members to maximize resources.

Action Plans:

- Staff members will continue to participate in community programs and committees. We will actively seek new partnerships to further enhance our working relationship with the public.
- Our on-going participation in formal multi-agency task forces allows us to leverage outside resources to increase operational efficiencies for minimal costs. The department will continue to evaluate our role in task force operations to ensure the groups are working effectively and serving the best interests of the City.
- The Chief of Police will continue to host bi-monthly citizen meetings targeting neighborhood associations and individual citizens affected by street level crime. The meetings serve as a venue for citizens to address the Chief and representatives from other City departments regarding problems in their neighborhoods.
- The Department will continue to assist and support outside agencies that manage grants or initiatives aimed at reducing crime and disorder in Bloomington. Our staff will also continue to collaborate with agencies and citizen groups to bring problem solving efforts to high crime areas.





GOAL 3

Enhance Community and Police Partnerships

Strategy 2: Existing technology used by the Department will be reviewed to increase effective communication internally and externally.

Action Plans:

- We will work with Information Services to redesign the Department website to make it easier for the community to learn about and use the services we provide. Our aim is to increase the amount of material published on the site, and to improve the quality of the information provided.
- Existing electronic equipment, hardware/software and computer infrastructure will be maintained to ensure proper functioning. We will research and plan for expanded use of technology over the next three (3) years as systems are updated and the technology advances.
- We will ensure employee training keeps pace with the addition of new computerized systems, mobile devices and advancements in electronic forensics and evidence collection methods.
- A department project management system will be used to improve cross-shift communication, ensure departmental accountability and aid in employee performance review processes.



GOAL 4

Develop Personnel and Improve Departmental Efficiencies

Strategy 1: We will increase internal and external communication to strengthen relationships and maintain a high level of trust, mutual respect and cooperation.

Action Plans:

- An annual employee survey will be conducted for review by the Command Staff to document ideas and concerns. Follow-up exchanges will allow employees to discuss survey findings with the Chief, Assistant Chiefs and Commanders.
- The Chief of Police and supervisors will hold tri-annual meetings to review interim departmental goal progress and conduct problem solving sessions.
- The Department will continue to promote employee commendations for exceptional performance and encourage peer-to-peer recognition.
- We will identify ways to enhance officer motivation, seek innovative approaches to problem solving, and recognize officers who successfully complete Problem Oriented Policing projects.
- We will promote engagement with other City departments to enhance service delivery at all levels.
- Department members will be involved in public relations programs to enhance community understanding of police operations.
- The Department will research and evaluate future radio communication interoperability between City departments.



GOAL 4

Develop Personnel and Improve Departmental Efficiencies

Strategy 2: We will provide training that is relevant to situations faced by our employees. Changing personnel needs will be evaluated on the basis of current crime trends, developments in technology, and staff feedback.

Action Plans:

- Conduct yearly employee training reviews on the Department's use of the Problem Oriented Policing model.
- We will highlight successful cases, projects, and detail initiatives during Problem Oriented Policing project reviews at monthly command staff meetings.
- Staffing levels will be researched and needs assessments will be conducted in preparation for future city growth and changes in crime trends. Proactive planning will help address upcoming budget needs based on population projections, call loads, and staffing levels needed for specialized programs.
- We will create a training system for risk management briefing. Identified risk management issues will be presented to personnel on a daily basis in an effort to reduce or mitigate injuries, accidents and other claims.
- A comprehensive policy review will be conducted and all department policies will be updated as needed.



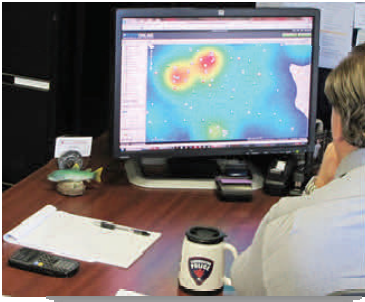
GOAL 4

Develop Personnel and Improve Departmental Efficiencies

Strategy 3: High levels of management and employee accountability will be maintained under our Problem Oriented Policing philosophy. We will define program expectations, measure employee progress, provide feedback, and incorporate the problem solving model into employee performance reviews.

Action Plans:

- Commanders will conduct monthly individual officer performance reviews.
- Commanders will conduct monthly reviews of active employee assignments to ensure departmental goals are being met and employees are being provided clear direction.
- Department goals will be integrated into yearly employee coaching sessions. These sessions will include components that measure and support employee progress in problem oriented policing projects.
- Our Field Training program will be overhauled to include components that will enhance problem solving skills.
- Succession planning will be incorporated into the promotion process to ensure knowledge and experience are passed on to newly-promoted commanders.



GOAL 5

Improve Police Facilities and Departmental Equipment

Strategy 1: We will evaluate the entire Police Department facility, including employee spaces, departmental equipment and public areas to determine future needs for repair or replacement.

Action Plans:

- We will improve and maintain the physical condition of the police department facility and exterior parking deck.
- The existing off-site gun range will be evaluated to determine future use of the gun range.
- Our police records system will be studied to assess system sustainability as we anticipate future reporting needs.
- We will continue our efforts to provide the latest available technology to our staff, so they may continue to provide great service to the community.
- We will increase communications with the community by utilizing various avenues available through Social Media.
- We have started the process of evaluating larger squad cars for our sworn staff to help accommodate more equipment and to increase the comfort and safety of our officers.



Bloomington Police Department

305 S. East St.

Bloomington, IL 61701

309-820-8888

police@cityblm.org / www.cityblm.org

FOR COUNCIL: January 14, 2013

SUBJECT: Adoption of a Managed Competition Policy

RECOMMENDATION/MOTION: That the Managed Competition Policy be approved and the Resolution passed.

STRATEGIC PLAN LINK: Goal 1 – Grow Local Economy; Objective D – City services delivered in the most cost-effective, efficient manner

STRATEGIC PLAN SIGNIFICANCE: Objective 1.e. Staff is proposing the adoption of a managed competition policy to assist the City in its endeavor to identify and provide quality basic municipal services at competitive market prices.

BACKGROUND: Over the past several decades, the role of government as a monopolistic provider of public services has evolved into a role as a partner with the private and non-profit sectors in the delivery of public services. More consistently, local governments have chosen to involve others in service delivery due to limited and/or declining resources, increased demands, and to the recognition that partnerships can leverage the quality and cost effectiveness of services delivered to the public. At the same time, local governments continue to deliver many services competitively in-house and also retains the responsibility for core services that require a certain level of government control and accountability.

In the Spring of 2009, with the overarching goal of providing quality services to the public in a cost effective manner, Council indicated their interest in introducing elements of managed competition to programs and services offered by the City. In January 2010, the City Council adopted the 2010 > 2015 > 2025 Strategic Plan with a goal of delivering quality basic services in the most cost-effective, efficient manner in efforts to remain a financially sound City. In April 2010, City staff participated in a fact finding visit to Glenview, IL to learn more about the City's managed competition program and historical successes. A report on staff's research and findings were presented to Council in September 2010 which included organizational and demographical comparisons of both municipalities.

At the July 23, 2012 Council Work Session, staff presented a draft managed competition policy, process flow chart, and potential service list subject to managed competition for Council review. On August 20, 2012, the City Manager, David Hales; Deputy City Manager, Barbara Adkins; Human Resources Director, Emily Bell; and Assistant to the City Manager, Alex McElroy held an informational meeting with interested Union leaders and representatives to share the draft managed competition policy, solicit feedback, and answer any questions related to the proposed program and process. Six of the City's ten unions had a member present for the meeting.

The proposed policy seeks to provide direction to Council and staff in the facilitation of a managed competition process while outlining the desired benefits and outcomes.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED:

City Unions Invited to Informational Meeting:

362 Support Staff

362 Inspectors

362 Parking Attendants
Local 699 Public Works & Parks
Lodge 1000
Local 49
Unit 21
Sgts and Lts
Telecommunicators

FINANCIAL IMPACT: Preliminary, the FY 2014 Budget will propose funds dedicated for technical consultant services, expert visitors, and performance auditor services as needed. Costs associated with competitive service analyses and consulting services are expected to be outweighed by potential savings due to managed competition practices.

Respectfully submitted for Council consideration.

Prepared by: Alex McElroy, Assistant to the City Manager

Financial & Budgetary review by: Timothy L Ervin, Budget Officer

Legal review by: Todd Greenburg, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Attachments: Attachment 1. Resolution
Attachment 2. Flow Chart
Attachment 3. Policy
Attachment 4. Draft of Services for Analysis

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			

RESOLUTION NO. _____

**A RESOLUTION ADOPTING A POLICY OF IMPLEMENTING
MANAGED COMPETITION**

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

WHEREAS, the City of Bloomington seeks to provide necessary municipal services to its citizens at a price which gives taxpayers excellent service at the lowest reasonable cost; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens of the City of Bloomington to adopt a policy of determining the best manner in which to provide excellent service at the lowest reasonable cost;

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL FOR THE CITY OF BLOOMINGTON, ILLINOIS:

That the document titled "City Council Policy for Managed Competition", dated January 9, 2013, is adopted as the official policy of the City of Bloomington.

ADOPTED this 14th day of January 2013.

APPROVED:

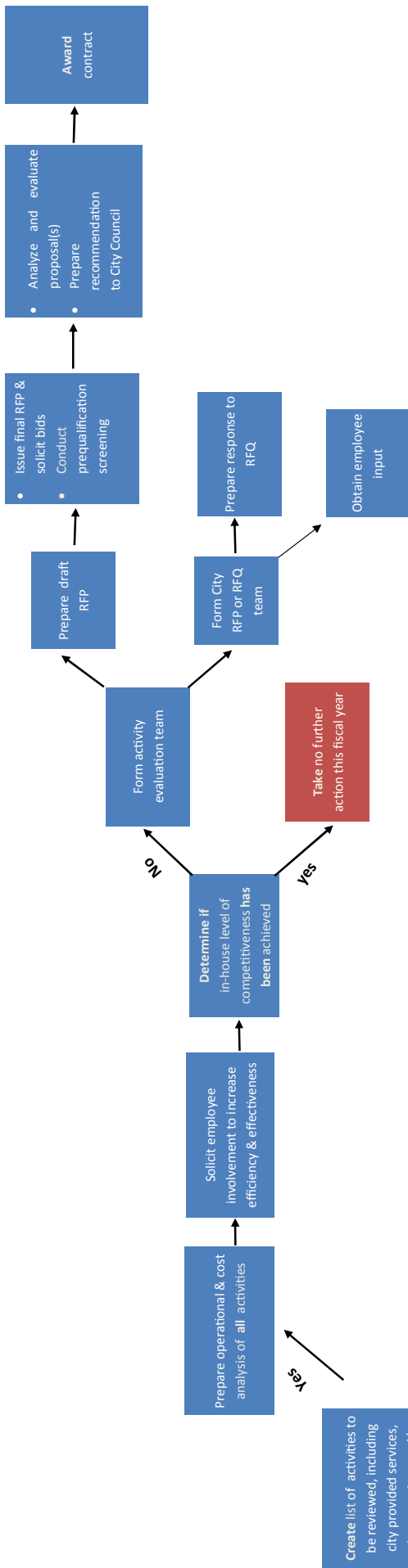
Mayor of the City Council of Bloomington, Illinois

ATTEST:

City Clerk

(Seal)

Managed Competition Process



Documentation of Contract Management

- Contractors will be required to submit monthly, quarterly, and/or annual reports to City Staff
- City Staff shall relay contractor monthly, quarterly, and/or annual reports to City Management for review.
- City Management will issue monthly, quarterly, and/or annual reports to City Council as required or requested.

DRAFT

CITY COUNCIL POLICY FOR MANAGED COMPETITION

The City Council wishes to provide efficient and effective municipal services at the highest quality and the lowest cost, whether provided by City employees, by private contractors or by other means. In the evaluation of the most efficient and effective way to provide municipal services, the City shall use a competitive process that encourages private service providers to compete with City departments for the opportunity to provide such services.

The City shall encourage contracting for public services through private service providers wherever private contracts offer the lowest cost and most effective method of service delivery consistent with service level standards and other adopted City policies.

Rationale

A competitive bidding process allows the staff and Council to examine existing operations and future needs to ensure the City and its residents receive the highest quality for the lowest price. The assessments that precede competitive bidding also encourage transparency and regular reevaluation of City services and how those services are provided.

Goals of Competition

The overall goal of the competition process is to ensure competitive service delivery, regardless of which delivery method is ultimately selected. The goals of the competition process extend beyond cost factors and shall reflect the breadth of qualities necessary to be competitive and the broader public interest.

- Increase responsiveness to citizenry through flexible service delivery.
- Increase efficiencies in service delivery.
- Improve and/or sustain quality and levels of service provided.
- Encourage creativity and innovation in the delivery of services.
- Identify opportunities to leverage resources.
- Reduce costs and/or avoid costs.
- Ensure the City's mission and scope of services evolves with the changing environment.

Benefits of a Competitive Process

- When a public service participates in a competitive process, management and employees must determine exactly what work is accomplished on a daily basis. While this may seem rudimentary, this process may reveal additional work being completed which management and/or department leaders were not aware.
- During a competitive process, City employees should feel empowered to suggest ways of improving efficiency in their daily work. As service departments match budget dollars to tasks performed and involves employees in the process, the creative ideas of employees can be unleashed for the betterment of the work environment. If employees feel management is listening to their ideas, a more cohesive workplace is possible.
- Employees involved in the competitive process participate and contribute with increased energy and incentive. Competition with the private sector is an excellent motivator for City employees.
- The teamwork environment of a competition effort builds a stronger service

program with a more cohesive workforce. Employees and management are motivated to work together as a team, not just as individuals.

- Service program audits provide employees feedback on performance levels they may have never received before. The competition process gives employees and management clear goals, and dollar savings to strive for each quarter.
- Competition builds a sense of pride within service departments and among the employees themselves. When a department wins a competition effort, the entire service department and the entire City workforce are proud of the winning department.

Principles

The premise of the Managed Competition process is that competition in the marketplace produces value for customers and that either in-house or alternative service delivery methods may produce superior value for citizens.

- Fair and respectful treatment of employees shall be a cornerstone of Managed Competition. To achieve the participation and acceptance of City Employees, the City shall involve employees throughout the development and implementation process. The City shall establish appropriate structures to ensure on-going participation of the employees, including but not limited to, labor and management teams and employee surveys.
- The City's commitment to employment stability for City employees affected by the competition process shall be dependent upon employee and union commitment to flexible redistribution of resources, such as alternative career paths, broadened class specifications, and other measures to allow employees to assume greater and/or different responsibilities in a cost effective manner.
- The implementation of the competition process shall be consistent with other City policies, collective bargaining agreements and public policy goals.
- The City shall make every reasonable effort to enhance the ability of employees to compete successfully on an on-going basis.

Process

- The Council will have final approval of services to be examined for service contracts. This approval process will include a systematic assessment of current City services to determine the appropriate level of service to be provided, whether by City employees, by private contractor by consolidation of services or by other means. The City Manager will recommend to the Council specific services to be considered for service contracts.
- The Council will determine whether the cost to provide a service in-house is provided at the lowest cost consistent with service level standards. If the actual cost of providing a service is about the same whether achieved by City staff or private contractors, competitive bidding may be used to examine other factors to determine if it would better further City goals by providing the service using employees, private contractors, or by some other means. Impacted employee groups will be provided with an opportunity to participate in the bidding process.
- Each service considered for competitive bidding will be evaluated in conjunction with other Council priorities and policies. The assessment will help determine which services will be subject to competitive proposal and in what amount, and to identify any special provisions which may need to be included in specifications.

Challenges

- Efforts will be made to minimize the impact on current City employees affected by competition. Each competition recommendation will include an assessment of the effect on employees and recommendations to manage any negative impact upon the workforce.
- An assessment of the best way to provide a level playing field for the City and for all potential private service providers will be made. This assessment will take into account the level of importance the public places on specific City services and will endeavor to address that factor in the proposal process and bidding specifications.

Managed Competition Draft of Services for Analysis

July 23, 2012

The following service areas listed below is representative sample of City provided services identified by City Staff for potential review under the Managed Competition Policy and is not intended to be all inclusive:

1. Office of the City Manager
 - General Administrative Services
 - Performance Evaluation Services
 - Grant Research and Submittal Services
 - Project Management Services
2. Public Works
 - Solid Waste Collection Services
 - Electrical Work
 - Traffic Signal Maintenance
 - Traffic Engineering Services
 - Street Striping Services
 - Pavement Marking Services
 - Trench Work Services
 - Snow Removal Services
3. Fire & EMS
 - Emergency Medical Services
4. Parks, Recreation, and Cultural Arts
 - Pepsi Ice Center Management Services
 - Performing Arts Management Services
 - Public Property Mowing Services
5. Planning and Code Enforcement (PACE)
 - Building Inspection Services
 - Janitorial Cleaning Services
 - Parking Enforcement Services
 - Planning Services
 - Code Enforcement Services
 - Community development Block Grant (CDBG) Administrative Services
6. Police
 - Telecommunication Services
 - Grant Writing Services
 - Custodial Services
7. Human Resources
 - Benefits Administration Services
 - Recruitment Services

- Payroll Services
- Training Services
- 8. Water
 - Water Treatment Plant Operation Services
 - Lake Lease Management Services
 - Julie Locate Services
- 9. Clerk
 - Transcription Services for City Council, Boards, and Commission Meetings
- 10. Legal
 - Contract Review Services
 - Legal Drafting Services
 - Litigation Services
- 11. Information Services
 - Technology Equipment Management & Maintenance Services
 - Network Infrastructure Maintenance Services
- 12. Finance
 - Revenue Collection Services/Accounts Receivable Services
 - Accounts Payable Services
 - Payroll Services
 - Purchasing Services
 - Account

The criteria to be used for the selection and/or prioritization of a service area identified for analysis shall include:

- A. *Upcoming Vacancies within a Service Area* – special attention will be placed on service areas provided by the City which comprise employees scheduled for retirement and/or relocation from current positions.
- B. *Technological Advancements* – technological advancements will be analyzed to determine if a specific service area should be reviewed based on the availability of alternative modes of service delivery.
- C. *Prominent Presence of Alternative Service Providers* – weight will be given to service areas in which Staff identifies as having a significant presence of alternative private and/or public service providers.

FOR COUNCIL: January 14, 2013

SUBJECT: Payment for software maintenance to Tyler Technologies for various Munis Modules

RECOMMENDATION/MOTION: That the payment for software license maintenance and support agreement with Tyler Technologies, covering various modules of the City's Munis Enterprise Resource Planning (ERP) system, in the amount of \$25,342.42, be approved and the Purchasing Agent be authorized to issue a Purchase Order for same.

STRATEGIC PLAN LINK: This activity promotes Goal 1, Financially Sound City, Providing Quality Basic Services, Objective D, City services delivered in the most cost-effective, efficient manner.

STRATEGIC PLAN SIGNIFICANCE: Objective 1.d. The Munis ERP system is critical to the daily operations of every City department. As the ERP system is implemented, it is helping to streamline and automate many service-related processes throughout the City. The maintenance agreement is a key ongoing requirement as it provides technical support and software updates for the system.

BACKGROUND: Staff has requested Council approve the payment to Tyler Technologies for the maintenance agreement for multiple Munis modules. This payment is for only seven months (October 2012 through April 2013) as staff is working towards a common annual renewal date for the maintenance agreements of all the Munis modules. Modules included in this maintenance agreement request are:

Inventory	Fixed Assets
Utility Billing	Tyler 311 CRM (Citizen Request Management)
Performance Based Budgeting	Business & Vendor Self Service
Citizen Self Service	Employee Expense Reimbursement
Maplink (GIS interface)	GASB 34 Report Writer

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable

FINANCIAL IMPACT: The FY 2013 Budget appropriated \$135,000 in funds to renew the support and maintenance agreement for Munis ERP system. The amount is less than the budget due to this agreement is only for seven months. The funds are budgeted in the Information Services Repair and Maintenance Office and Computer Equipment account (10011610-70530) which is found on page #169 of the FY 2013 General Fund Budget.

Respectfully submitted for Council consideration.

Prepared by: Scott Sprouls, Information Services Director

Financial & Budgetary review by: Timothy L Ervin, Budget Officer

Legal review by: Todd Greenburg, Corporation Counsel

Recommended by:

David A. Hales
City Manager

Motion: _____ Seconded by: _____

	Aye	Nay	Other		Aye	Nay	Other
Alderman Anderson				Alderman Purcell			
Alderman Fazzini				Alderman Sage			
Alderman Fruin				Alderman Schmidt			
Alderman McDade				Alderman Stearns			
Alderman Mwilambwe							
				Mayor Stockton			