



**City of Bloomington  
City Council  
Regular Session  
January 26, 2026**



## Components of the City Council Agenda

### Recognition and Proclamation

This portion of the meeting recognizes individuals, groups, or institutions publicly, as well as those receiving a proclamation, or declaring a day or event.

### Public Hearing

Items that require receiving public testimony will be placed on the agenda and noticed as a Public Hearing. Individuals have an opportunity to provide public testimony on those items that impact the community and/or residents.

### Public Comment

Each City Council meeting shall have a public comment period not to exceed 30 minutes. Every speaker is allotted up to 3 minutes to speak. Individuals wishing to email public comment or speak remotely must email comments and/or register online at least 15 minutes before the start of the meeting. Individuals wishing to speak in-person must register up to 5 minutes before the start of the meeting. Speakers will be selected at random.

Public comment is a time to provide feedback. City Council does not respond to public comment. Speakers who engage in threatening or disorderly behavior will have their time ceased.

### Consent Agenda

All items under the Consent Agenda are considered to be routine in nature and will be enacted by one motion. There will be no separate discussion of these items unless a City Council Member, City Manager, or Corporation Counsel so requests; in which event, the item will be removed from the Consent Agenda and considered in the Regular Agenda.

The City's Boards and Commissions hold Public Hearings prior to some City Council agenda items appearing on the City Council's Meeting Agenda. Persons who wish to address the City Council should provide new information that is pertinent to the issue before them.

### Regular Agenda

All items that provide the City Council an opportunity to receive a presentation, ask questions of City Staff, seek additional information, or deliberate prior to making a decision will be placed on the Regular Agenda.

### Mayor and Council

**Mayor** - Dan Brady

#### City Council Members

- Ward 1 - Jenna Kearns
- Ward 2 - Micheal Mosley
- Ward 3 - Sheila Montney
- Ward 4 - John Danenberger
- Ward 5 - Michael Straza
- Ward 6 - Cody Hendricks
- Ward 7 - Mollie Ward
- Ward 8 - Kent Lee
- Ward 9 - Abby Scott

**City Manager** - Jeff Jurgens  
**Sr. Deputy City Manager** - Billy Tyus  
**Deputy City Manager** - Sue McLaughlin

### City Logo Design Rationale

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

#### Mission, Vision and Value Statement

##### Mission

To Lead, Serve and Uplift the City of  
Bloomington

##### Vision

A Jewel of the Midwest Cities

##### Values

Service-Centered, Results-Driven, Inclusive

#### Strategic Plan Goals

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



**City Council - Regular Session Agenda**  
**Government Center Boardroom, 4th Floor, Room #400**  
**115 E. Washington Street, Bloomington, IL 61701**  
**1/26/2026 - 6:00 PM**

1. **Call to Order**
2. **Pledge of Allegiance to the Flag**
3. **Remain Standing for a Moment of Silent Prayer and/or Reflection**
4. **Roll Call**
5. **Recognition/Appointments**
  - A. **Recognition of Boards & Commissions Appointments, as requested by the Administration Department.** (Recommended Motion: None; Recognition only.)
6. **Public Comment**

Individuals wishing to provide emailed public comment must email comments to [publiccomment@cityblm.org](mailto:publiccomment@cityblm.org) at least 15 minutes before the start of the meeting. Individuals wishing to speak in-person or remotely may register at [www.cityblm.org/register](http://www.cityblm.org/register) at least 5 minutes before the start of the meeting for in-person public comment and at least 15 minutes before the start of the meeting for remote public comment.
7. **Consent Agenda**

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

  - A. **Consideration and Action to Approve the Minutes of the December 15, 2025, Regular City Council Meeting, as requested by the City Clerk Department.** (Recommended Motion: The proposed Minutes be approved.)
  - B. **Consideration and Action on Approving Bills and Payroll in the Amount of \$9,805,581.99, as requested by the Finance Department.** (Recommended Motion: The proposed Bills and Payroll be approved.)
  - C. **Consideration and Action on Approving Appointments and Reappointments to Boards and Commissions, as requested by the Administration Department.** (Recommended Motion: The proposed Appointments and Reappointments be approved.)
  - D. **Consideration and Action on a Resolution Approving a Memorandum of Understanding by and between the County of McLean, the City of Bloomington, and the Town of Normal Regarding the Terms and Scope of an Independent Audit of the Mental Health and Public Safety Fund, as requested by the Legal Department.** (Recommended Motion: The proposed Resolution be approved.)

- E. **Consideration and Action on the Resolution Approving an Intergovernmental Agreement between the City of Bloomington and the Illinois State Police to Continue as a Participating Agency in Task Force 6, as requested by the Police Department.** (Recommended Motion: The proposed Resolution be approved.)
- F. **Consideration and Action on a Resolution Approving an Intergovernmental Agreement by and between the Town of Normal, McLean County, and the Ecology Action Center, for a Solid Waste Program, in the Amount of \$73,236 for 2026 (FY 2027), \$75,433 for 2027 (FY 2028), and \$77,696 for 2028 (FY 2029), as requested by the Public Works Department.** (Recommended Motion: The proposed Resolution be approved.)
- G. **Consideration and Action on an Illinois Department of Transportation (IDOT) Resolution for Improvement Under the Illinois Highway Code for the Fox Creek Road & Bridge Improvements for Motor Fuel Tax (MFT) Funds, in the Amount Not to Exceed \$1,614,949, as requested by the Engineering Department.** (Recommended Motion: The proposed Resolution be approved.)
- H. **Consideration and Action on an Illinois Department of Transportation (IDOT) Resolution for Improvement Under the Illinois Highway Code for the Fox Creek Road & Bridge Improvements for Motor Fuel Tax (MFT) Funds, in the Amount of \$18,247,000, as requested by the Engineering Department.** (Recommended Motion: The proposed Resolution be approved.)
- I. **Consideration and Action on an Illinois Department of Transportation (IDOT) Resolution for Improvement Under the Illinois Highway Code for the Fox Creek Road & Bridge Improvements for Motor Fuel Tax (MFT) Funds, in an Amount Not to Exceed of \$250,719, as requested by the Engineering Department.** (Recommended Motion: The proposed Resolution be approved.)
- J. **Consideration and Action on an Ordinance Approving an Amended Preliminary Plan for the Fourth Revision to a Portion of Empire Business Park Preliminary Plan, for the Property Generally Located at the Northeast Corner of Trinity Ln. and E. Empire St. (PIN: 15-31-300-020), as requested by the Development Services Department.** (Recommended Motion: The proposed Ordinance be approved.)
- K. **Consideration and Action on an Ordinance Approving a Zoning Map Amendment for the Property Commonly Known as 2805 Beich Road, from the R-1H (Single-Family Manufactured Home Residence) District to the R-3A (Multiple-Family Residence) District (PIN 21-19-326-010), as requested by the Development Services Department.** (Recommended Motion: The proposed Ordinance be approved.)

## 8. Regular Agenda

- A. **Consideration and Action on an Ordinance Amending Chapter 28 Misdemeanors of the City Code Prohibiting the Possession, Sale, Delivery, or Distribution of Kratom or Synthetic Alternative Drugs, as requested by the Legal Department.** (Recommended Motion: The proposed Ordinance be approved.) (Presentation by Chris Spanos, Corporation Counsel, and Paul Williams, Assistant Police Chief, 10 minutes; and City Council Discussion, 10 minutes.)

**9. Finance Director's Report**

<https://www.cityblm.org/government/advanced-components/documents/-folder-145>

**10. City Manager's Discussion**

**11. Council Member Discussion**

**12. Mayor's Discussion**

**13. Executive Session**

**14. Adjournment**

Individuals with disabilities planning to attend the meeting who require reasonable accommodations to observe and/or participate, or who have questions about the accessibility of the meeting, should contact the City's ADA Coordinator at 309-434-2468 or [mhurt@cityblm.org](mailto:mhurt@cityblm.org).



**Recognition/Appointments  
Item No. 5.A.**

**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Recognition of Boards & Commissions Appointments, as requested by the Administration Department.

**Recommended Motion:** None; Recognition only.

**Strategic Plan:**

**Goal 5.** Prosperous Downtown Bloomington

**Objective 5b.** City decisions consistent with plans and policies

**Background:** The included appointments and reappointments are representative of the Council's approval from the January 12, 2026, Council meeting.

**Community Groups/Interested Persons Contacted:** N/A

**Financial Impact:** N/A

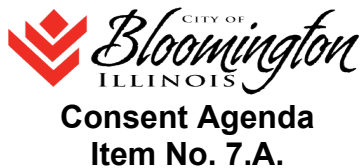
**Attachments:**

1. ADM 1B Recognition of Appointment from 011226 Council



# Appointment

Welcoming America Committee:  
• **Archana Nadkarni**



**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Consideration and Action to Approve the Minutes of the December 15, 2025, Regular City Council Meeting, as requested by the City Clerk Department.

**Recommended Motion:** The proposed Minutes be approved.

**Strategic Plan:**

**Goal 1.** Financially Sound City Providing Quality Basic Services

**Objective 1d.** City services delivered in the most cost-effective, efficient manner

**Background:** The minutes of the meetings provided have been reviewed and certified as correct and complete by the City Clerk. In compliance with the Open Meetings Act, minutes must be approved 30 days after the meeting or at the second subsequent regular meeting whichever is later. In accordance with the Open Meetings Act, minutes are available for public inspection and posted to the City's website within 10 days after approval.

**Community Groups/Interested Persons Contacted:** N/A

**Financial Impact:** N/A

**Attachments:**

1. DRAFT 12-15-2025 Council - Regular Session Minutes



**Minutes**  
**City Council - Regular Session Meeting**  
**Monday, December 15, 2025 - 6:00 PM**

The City Council convened in regular session in the Government Center Boardroom at 6:00 PM. Mayor Dan Brady called the meeting to order and led the Pledge of Allegiance, ending with a moment of silent prayer/reflection.

**Roll Call**

**Present:** Council Member Jenna Kearns  
Council Member Micheal Mosley  
Council Member Sheila Montney  
Council Member John Danenberger  
Council Member Michael Straza  
Council Member Cody Hendricks  
Council Member Mollie Ward  
Council Member Kent Lee  
Council Member Abby Scott

**Public Hearings**

Item 5.A. Public Hearing for the City of Bloomington 2025 Tax Levy, as requested by the Finance Department. (Recommended Motion: None; Presentation and Public Hearing only.)

Mayor Brady opened the Public Hearing at 6:04 P.M.

Scott Rathbun, Finance Director, presented the 2025 tax levy as a significant but relatively limited part of residents' overall property tax bills, noting it accounted for about 11% of the total property tax bill in the district and roughly 15% of the City's general fund revenues. He explained that the property tax levy had been held flat the past two years with no adjustments for inflation since 2022, even as cumulative inflation had risen about 39% compared to only 17% since 2011. He detailed how inflation had substantially increased costs for the City in areas such as utilities, employee benefits (especially insurance), technology, pensions, and construction, putting pressure on the operating budget, particularly in the last three to four years. To realign revenues with these rising costs, he proposed a \$3 million increase to the levy, with \$1 million each restricted to police protection, fire protection, and parks, representing a 13.44% overall increase. He also noted that because the increase exceeded 5%, State statute required a Truth-In-Taxation Public Hearing prior to considering adoption of the levy.

Mayor Brady opened the floor for public testimony. No one requested to testify. He then opened the floor to Council.

Mayor Brady and Council Members Montney and Ward discussed procedure with Chris Spanos, Corporation Counsel.

Liz Pierce (Resident), after being sworn, asked whether the figures presented represented a portion of residents' pay or their property values.

Director Rathbun confirmed that the presentation was regarding the property tax levy and

that it was an important part of the City's general fund revenues used to fund services like Police and Fire Pensions and Protection funds, and public parks. He reiterated that the levy had not increased over the last two years while inflation had risen significantly.

Council Member Montney questioned the characterization of the property tax levy as "significant," asking for specific percentages of the levy within the general fund and the overall tax structure. Director Rathbun confirmed the total tax levy made up about 15% of general fund revenues and 19% of total tax revenues. She then pressed on how recent additional City revenues factored into the budget, suggesting they were substantial, and asked whether those funds had essentially matched the proposed levy increase. Director Rathbun confirmed that total Citywide revenues had grown from 2024 to 2025, but emphasized that much of that growth came from areas outside the general fund including a 33% water rate increase that alone had added roughly \$6 million. He explained that the Fiscal Year ("FY") 2026 budget had been balanced only by addressing a \$5-6 million structural gap through deferring \$3.9 million in equipment purchases, skipping a transfer to the Capital Improvement Fund, and cutting about \$2.5 million in operating costs including staff reductions through attrition. Council Member Montney then questioned Pension funding details, asking for the actuarially determined contributions to the Police and Fire Pension funds over the past several years and whether the proposed \$1 million each for Police and Fire would be above those actuarial requirements. Director Rathbun outlined actuarially determined contributions for Pension funds of approx. \$12.3 million in 2024, \$14.7 million in 2025, \$15.7 million in the current year, and \$16.1 million in the next year, noting that even when the required contribution briefly decreased, property and utility tax revenues still fell about \$600,000 short requiring use of other revenues to close the gap. He clarified that the proposed \$1 million each for Police and Fire in this levy was intended for the Police and Fire protection operations, not for the Pension funds, and that the City would continue to cover pension shortfalls from other revenue sources as it had in prior years.

Council Member Mosley asked how holding the tax levy flat for several years had affected services. Director Rathbun described how the City had managed financially while keeping the levy flat. He said that for FY26 they faced major pressures including a sharp increase in public safety pension costs after switching actuaries, and concerns about a possible grocery tax reduction, as well as a large drop in Personal Property Replacement Tax ("PPRT"), from about \$6.4 million to about \$2 million. To balance the budget, staff implemented about \$2.5 million in operating reductions including holding positions open, deferring about \$3.9 million in equipment purchases, and delaying transfers to the Capital Improvement Fund. He noted that they had met with all departments to review historical spending and requests, and used those reviews to identify and execute the needed reductions. Council Member Mosley confirmed with Director Rathbun that the proposed tax levy increase was intended not to add new services, but to maintain the City's existing service levels after several years of holding the levy flat. He emphasized that the increase was meant to help the City better keep up with rising costs so it could continue providing the services it was already responsible for, rather than expanding programs or creating new ones.

Council Member Montney asked how much of the Equalized Assessed Value ("EAV") increase came from true new construction and business growth versus general assessment increases on existing properties, noting broad increases strain homeowners who are not realizing actual gains. Director Rathbun replied that, based on County data, the share attributable to new growth appeared small and that most of the increase came from an across-the-board assessment multiplier. He said prior requests to the Assessor also showed new development to be a relatively minor part of the total EAV growth and agreed it was important to keep tracking and reporting that

distinction.

Mayor Brady closed the Public Hearing at 6:27 P.M.

### **Public Comment**

Mayor Brady read a public comment statement of procedure. Liz Pierce spoke in person. No emailed public comment was received.

### **Consent Agenda**

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

**Council Member Hendricks made a motion, seconded by Council Member Straza, to approve the Consent Agenda as presented.**

Item 7.A. Consideration and Action on Approving Bills and Payroll in the Amount of \$24,851,598.87, as requested by the Finance Department. (Recommended Motion: The proposed Bills and Payroll be approved.)

Item 7.B. Consideration and Action on a Resolution Approving the Purchase of Radios for the Fire Department, from Motorola Solutions, in the Amount of \$81,457, as requested by the Fire Department. (Recommended Motion: The proposed Resolution be approved.)

#### **RESOLUTION NO. 2025 – 195**

#### **ON A RESOLUTION APPROVING THE PURCHASE OF RADIOS FOR THE FIRE DEPARTMENT, FROM MOTOROLA SOLUTIONS, IN THE AMOUNT OF \$81,457**

Item 7.C. Consideration and Action on a Resolution Authorizing a Change Order for the Contract with Union Roofing Company, Inc., for the Lincoln Leisure Center Roof Replacement, in the Amount of \$15,600, as requested by the Parks & Recreation Department. (Recommended Motion: The proposed Resolution be approved.)

#### **RESOLUTION NO. 2025 – 196**

#### **A RESOLUTION AUTHORIZING A CHANGE ORDER FOR THE CONTRACT WITH UNION ROOFING COMPANY, INC., FOR THE LINCOLN LEISURE CENTER ROOF REPLACEMENT, IN THE AMOUNT OF \$15,600**

Item 7.D. Consideration and Action on a Resolution Approving a Purchase Order with SHI, Inc., for Five Years for the Evergreen/Flex Support and Maintenance Renewal for the City's Enterprise Storage, in an Amount of \$497,078.30, as requested by the Information Technology Department. (Recommended Motion: The proposed Resolution be approved.)

#### **RESOLUTION NO. 2025 – 197**

#### **A RESOLUTION APPROVING A PURCHASE ORDER WITH SHI, INC., FOR FIVE YEARS FOR THE EVERGREEN/FLEX SUPPORT AND MAINTENANCE RENEWAL FOR THE CITY'S ENTERPRISE STORAGE, IN AN AMOUNT OF \$497,078.30**

Item 7.E. Consideration and Action on a Resolution Approving an Agreement with Crawford, Murphy & Tilly, Inc., for Engineering Services for the North Main Street Streetscape Project, in the Amount Not to Exceed \$74,400, as requested by the Engineering Department. (Recommended Motion: The proposed Resolution be approved.)

**RESOLUTION NO. 2025 – 198**

**A RESOLUTION APPROVING AN AGREEMENT WITH CRAWFORD, MURPHY & TILLY, INC., FOR ENGINEERING SERVICES FOR THE NORTH MAIN STREET STREETScape PROJECT, IN THE AMOUNT NOT TO EXCEED \$74,400**

Item 7.F. Consideration and Action on a Resolution Approving an Intergovernmental Agreement between the City of Bloomington and the Town of Normal for the Use of the City of Bloomington Police Shooting Range Facility, as requested by the Police Department. (Recommended Motion: The proposed Resolution be approved.)

**RESOLUTION NO. 2025 – 199**

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF BLOOMINGTON AND THE TOWN OF NORMAL FOR THE USE OF THE CITY OF BLOOMINGTON POLICE SHOOTING RANGE FACILITY**

Item 7.G. Consideration and Action on a Resolution Authorizing (1) Waiving the Technical Bidding Requirements; and (2) Approving an Agreement with InfoSend, Inc., for the Professional Consultant Services for Print, Mail, and Materials for Utility Billing Services in Fiscal Years 2026-2031, as requested by the Finance Department. (Recommended Motion: The proposed Resolution be approved.)

**RESOLUTION NO. 2025 – 200**

**A RESOLUTION AUTHORIZING (1) WAIVING THE TECHNICAL BIDDING REQUIREMENTS; AND (2) APPROVING AN AGREEMENT WITH INFOSEND, INC., FOR THE PROFESSIONAL CONSULTANT SERVICES FOR PRINT, MAIL, AND MATERIALS FOR UTILITY BILLING SERVICES IN FISCAL YEARS 2026-2031**

Item 7.H. Consideration and Action on a Resolution Approving a Tyler MUNIS Software as a Service Agreement with Tyler Technologies, for Various MUNIS Modules of the City's Enterprise Resource Planning (ERP) System, Cloud-Hosted Systems and Storage, in the Amount of \$381,608.41, as requested by the Information Technology Department. (Recommended Motion: The proposed Resolution be approved.)

**RESOLUTION NO. 2025 – 201**

**A RESOLUTION APPROVING A TYLER MUNIS SOFTWARE AS A SERVICE AGREEMENT WITH TYLER TECHNOLOGIES, FOR VARIOUS MUNIS MODULES OF THE CITY'S ENTERPRISE RESOURCE PLANNING (ERP) SYSTEM, CLOUD-HOSTED SYSTEMS AND STORAGE, IN THE AMOUNT OF \$381,608.41**

Item 7.I. Consideration and Action on a Resolution Approving an Agreement with Lochmueller Group, Inc. for the Design of the Airport Road and Cornelius Drive Traffic Signal Improvements Project, in the Amount of \$92,000, as requested by the Engineering Department. (Recommended Motion: The proposed Resolution be approved.)

**RESOLUTION NO. 2025 – 202**

**A RESOLUTION APPROVING AN AGREEMENT WITH LOCHMUELLER GROUP, INC. FOR THE DESIGN OF THE AIRPORT ROAD AND CORNELIUS DRIVE TRAFFIC SIGNAL IMPROVEMENTS PROJECT, IN THE AMOUNT OF \$92,00**

Item 7.J. Consideration and Action on a Resolution Approving the Annual Renewal of the

Agreement with Flock Group, Inc., in the Amount of \$133,300, as requested by the Police Department. (Recommended Motion: The proposed Resolution be approved.)

**RESOLUTION NO. 2025 – 207**

**A RESOLUTION APPROVING THE ANNUAL RENEWAL OF THE AGREEMENT WITH FLOCK GROUP, INC., IN THE AMOUNT OF \$133,300**

Item 7.K. Consideration and Action on 1) an Ordinance Authorizing the City of Bloomington to Borrow Funds from the Public Water Supply Loan Program, in the Amount of \$9,000,000; and 2) a Resolution Authorizing a Representative to Sign Loan Documents for the Public Water Supply Loan Program, for the Census Track 59 LSLR Project, as requested by the Water Department. (Recommended Motion: The proposed Ordinance and Resolution be approved.)

**ORDINANCE NO. 2025 – 104**

**AN ORDINANCE AUTHORIZING THE CITY OF BLOOMINGTON TO BORROW FUNDS FROM THE PUBLIC WATER SUPPLY LOAN PROGRAM, IN THE AMOUNT OF \$9,000,000**

**RESOLUTION NO. 2025 – 203**

**A RESOLUTION AUTHORIZING A REPRESENTATIVE TO SIGN LOAN DOCUMENTS FOR THE PUBLIC WATER SUPPLY LOAN PROGRAM, FOR THE CENSUS TRACK 59 LSLR PROJECT**

Item 7.L. Consideration and Action on 1) an Ordinance Authorizing the City of Bloomington to Borrow Funds from the Public Water Supply Loan Program, in the Amount of \$6,500,000; and 2) a Resolution Authorizing a Representative to Sign Loan Documents for the Public Water Supply Loan Program, for the Reservoir Management System for Evergreen Lake, as requested by the Water Department. (Recommended Motion: The proposed Ordinance and Resolution be approved.)

**ORDINANCE NO. 2025 – 098**

**AN ORDINANCE AUTHORIZING THE CITY OF BLOOMINGTON TO BORROW FUNDS FROM THE PUBLIC WATER SUPPLY LOAN PROGRAM, IN THE AMOUNT OF \$6,500,000**

**RESOLUTION NO. 2025 – 204**

**A RESOLUTION AUTHORIZING A REPRESENTATIVE TO SIGN LOAN DOCUMENTS FOR THE PUBLIC WATER SUPPLY LOAN PROGRAM, FOR THE RESERVOIR MANAGEMENT SYSTEM FOR EVERGREEN LAKE**

Item 7.M. Consideration and Action on an Ordinance Approving the Final Plat of Core Empire Subdivision, for the Property Commonly Known as 502 IAA Drive, Including the Vacation and Replacement of Public Utility Easements (PIN: 14-35-378-009), as requested by the Development Services Department. (Recommended Motion: The proposed Ordinance be approved.)

**ORDINANCE NO. 2025 – 099**

**AN ORDINANCE APPROVING THE FINAL PLAT OF CORE EMPIRE SUBDIVISION, FOR THE PROPERTY COMMONLY KNOWN AS 502 IAA DRIVE, INCLUDING THE VACATION AND REPLACEMENT OF PUBLIC UTILITY EASEMENTS (PIN: 14-35-378-009)**

Item 7.N. Consideration and Action on an Ordinance Approving the Final Plat of

Bloomington Township Solar 1, LLC Subdivision (PIN: 20-26-200-006), as requested by the Development Services Department. (Recommended Motion: The proposed Ordinance be approved.)

**ORDINANCE NO. 2025 – 100**

**AN ORDINANCE APPROVING THE FINAL PLAT OF BLOOMINGTON TOWNSHIP SOLAR 1, LLC SUBDIVISION (PIN: 20-26-200-006)**

Item 7.O. Consideration and Action on an Ordinance Approving the Final Plat of the Kinder Subdivision for the Property Commonly Known as 9961 Kinder Road in Mclean County (Part of PIN: 21-29-100-001), as requested by the Development Services Department. (Recommended Motion: The proposed Ordinance be approved.)

**ORDINANCE NO. 2025 – 101**

**AN ORDINANCE APPROVING THE FINAL PLAT OF THE KINDER SUBDIVISION FOR THE PROPERTY COMMONLY KNOWN AS 9961 KINDER ROAD IN MCLEAN COUNTY (PART OF PIN: 21-29-100-001)**

**Mayor Brady directed the Clerk to call roll:**

**Ayes:** Kearns, Mosley, Montney, Danenberger, Straza, Hendricks, Ward, Lee, Scott

**Motion carried.**

**Regular Agenda**

*The following Item was presented:*

Item 8.A. Consideration and Action on an Ordinance Levying Taxes for the City of Bloomington, McLean County, Illinois for the Fiscal Year Beginning May 1, 2025, and Ending April 30, 2026, in the Amount of \$25,320,384, as requested by the Finance Department.

City Manager Jeff Jurgens reviewed the City's historically low and recently flat property tax rate, outlined prior budget cuts and deferred capital needs, and explained that the proposed 2025 tax levy would modestly increase the rate to generate \$3 million dedicated to the Police, Fire, and Parks Departments while keeping Bloomington competitive with peer communities. He stated that staff recommended approval of the Ordinance.

Council Member Montney opposed the tax levy increase, arguing that Illinoisans already face some of the highest property taxes in the nation and that cumulative local tax and fee hikes (including water, sewer, trash, sales, and grocery taxes) are straining residents and businesses, particularly retirees on fixed incomes. She contended that the City should focus more on long-term fiscal discipline and operational efficiencies, questioned whether service levels truly required a levy hike given strong revenue growth, and maintained that keeping the levy flat would not harm services.

Council Member Hendricks expressed appreciation for the staff's work and supported the levy increase, noting that the City had already held the rate flat for two years, implemented cuts, and sought efficiencies while still needing additional revenue to maintain expected service levels. He emphasized it was a difficult, but necessary decision made with empathy for residents.

**Council Member Hendricks made a motion, seconded by Council Member Mosley, to approve the Item as presented.**

Council Member Mosley supported the levy increase, stressing the need to place the City on a more stable financial footing after two years of holding the levy flat and making staff and service cuts. He highlighted recent strong service performance (such as snow removal), pointed to growing infrastructure and IT/cybersecurity obligations, and said the modest increase was a sustainable step to maintain core services, though future revenue needs would need reviewed.

Council Member Straza supported the levy increase, arguing that many of today's higher costs, especially for water and other infrastructure, stemmed from decades of deferred maintenance that could no longer be postponed. He emphasized that the City should continue looking for cuts and efficiencies, it must also invest now in aging infrastructure and equipment rather than pushing those costs further into the future.

Council Member Montney clarified that her opposition to the levy increase was not about avoiding needed infrastructure spending, but about how the Council has chosen to allocate growing revenues in recent years. She argued that decisions on spending priorities had contributed to deferred maintenance, and reiterated that she believed current service and infrastructure needs could be met without raising the levy.

Council Member Lee agreed with Council Member Montney's concerns, emphasizing that the City's financial situation was the result of prior Council decisions and urged Council to remember they represent residents, some on fixed incomes who are struggling.

**Mayor Brady directed the Clerk to call roll:**

**Ayes:** Kearns, Mosley, Danenberger, Straza, Hendricks, Ward, Scott

**Nayes:** Montney, Lee

**Motion carried.**

**ORDINANCE NO. 2025 - 102**

**AN ORDINANCE LEVYING TAXES FOR THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS FOR THE FISCAL YEAR BEGINNING MAY 1, 2025, AND ENDING APRIL 30, 2026, IN THE AMOUNT OF \$25,320,384**

*The following Item was presented:*

Item 8.B. Consideration and Action on an Ordinance Levying Taxes for the City of Bloomington Public Library, McLean County, Illinois for the Fiscal Year Beginning May 1, 2025, and Ending April 30, 2026, in the Amount of \$6,960,000, as requested by the Library Department.

Jeanne Hamilton, Library Director, and Katrina Parker, Library Board President, addressed Council. Director Hamilton gave a brief overview of the Library tax levy noting that the Library accounts for about 4% of the total property tax bill and that the proposed rate would actually be lower than before the building bond repayment was added. She explained that property taxes provide roughly 85% of the Library's revenue, that Bloomington's Library tax rate is the lowest among its peer group, and that the Library Board chose to use some capital reserves to reduce the bond repayment portion, resulting in only a 1.94% increase in dollars levied and a 5.51% reduction in the tax rate.

Council Member Montney commended Library Administration for their cost management. She questioned whether the Library's current spending trends indicated a potential \$1.6 million budget underspend and asked for prior-year actuals. Director Hamilton responded that the cited variance appeared overstated for their budget size, noted that significant costs hit later in the year,

and said she would consult the audit to provide precise prior-year figures.

Council Member Hendricks supported the Library tax levy, emphasizing that it results in a tax rate decrease overall. He praised Director Hamilton and staff for their strong financial management, and highlighted that the measure represents a positive step for taxpayers.

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

**Mayor Brady directed the Clerk to call roll:**

**Ayes:** Kearns, Mosley, Montney, Danenberger, Straza, Hendricks, Ward, Scott

**Nays:** Lee

**Motion carried.**

### **ORDINANCE NO. 2025 - 103**

#### **AN ORDINANCE LEVYING TAXES FOR THE CITY OF BLOOMINGTON PUBLIC LIBRARY, MCLEAN COUNTY, ILLINOIS FOR THE FISCAL YEAR BEGINNING MAY 1, 2025, AND ENDING APRIL 30, 2026, IN THE AMOUNT OF \$6,960,000**

*The following Item was presented:*

Item 8.C. Consideration and Action to Approve Two Resolutions Abating Property Taxes Totaling Approximately \$7,432,774.72, including: (1) a Resolution Abating All or a Portion of the Taxes Heretofore Levied to Pay Debt Service on Certain Obligation Bonds of the City of Bloomington, McLean County, Illinois; and (2) a Resolution Abating Tax Levy for Rent Payable Under Lease Agreement Between the Public Building Commission, McLean County, and the City of Bloomington, as requested by the Finance Department.

Director Rathbun explained that the tax abatement Ordinances were an annual housekeeping step required by the City's bond documents, which treat the property tax levy as collateral and then require the Council to formally abate (remove) the levy for portions of the debt that are actually being paid from other dedicated revenues such as water fees and a sales tax for the Arena. He noted that bond counsel reviewed the complex abatement documents annually to ensure compliance and that the total abated amount was higher this year due to the recently issued \$33 million water bond with full debt schedules shown in the City's budget and audit.

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

**Mayor Brady directed the Clerk to call roll:**

**Ayes:** Kearns, Mosley, Montney, Danenberger, Straza, Hendricks, Ward, Lee, Scott

**Motion carried.**

### **RESOLUTION NO. 2025 – 205**

#### **A RESOLUTION ABATING ALL OR A PORTION OF THE TAXES HERETOFORE LEVIED TO PAY DEBT SERVICE ON CERTAIN OBLIGATION BONDS OF THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS**

### **RESOLUTION NO. 2025 – 206**

MINUTES  
CITY COUNCIL - REGULAR SESSION MEETING  
MONDAY, DECEMBER 15, 2025, 6:00 PM  
Page 8 of 9

**A RESOLUTION ABATING TAX LEVY FOR RENT PAYABLE UNDER LEASE AGREEMENT BETWEEN THE PUBLIC BUILDING COMMISSION, MCLEAN COUNTY, AND THE CITY OF BLOOMINGTON**

**City Manager's Discussion**

City Manager Jurgens commended Public Works, Police, Fire, and Water staff for their around-the-clock response to the severe snow and cold. He also noted the success of a sold-out show at the BCPA and encouraged residents to take advantage of Downtown holiday events.

**Council Member Discussion**

Council Member Scott recognized the evening as the second night of Hanukkah.

Council Member Lee asked for information on warming centers. City Manager Jurgens stated that staff were collaborating with the Salvation Army to distribute information to the public.

Council Member Straza thanked staff and public safety personnel for their work during the recent severe weather and urged residents to support local small businesses. He encouraged people to patronize local shops to help them recover from weather-related setbacks.

Council Member Danenberger announced that the "Christmas at the Mansions" event had been rescheduled to December 27<sup>th</sup> due to a weather-related cancellation and explained that previously purchased tickets would be honored on the new date.

**Mayor's Discussion**

Mayor Brady echoed thanks to staff and public safety personnel for their service during recent snow events. He then recognized the retirement of long-time employee, Russ Waller. He also mentioned meeting visitors who had traveled from Chicago for Downtown events.

**Executive Session**

No Executive Session was held.

**Adjournment**

**Council Member Hendricks made a motion, seconded by Council Member Danenberger, to adjourn the meeting.**

**Mayor Brady directed the Clerk to call roll:**

**Ayes:** Kearns, Mosley, Montney, Danenberger, Straza, Hendricks, Ward, Lee, Scott

**Motion carried.**

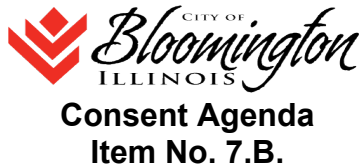
The meeting adjourned at 7:13 PM.

**CITY OF BLOOMINGTON**

**ATTEST**

\_\_\_\_\_  
Dan Brady, Mayor

\_\_\_\_\_  
Amanda Stutsman, Deputy City Clerk



**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Consideration and Action on Approving Bills and Payroll in the Amount of \$9,805,581.99, as requested by the Finance Department.

**Recommended Motion:** The proposed Bills and Payroll be approved.

**Strategic Plan:**

**Goal 1.** Financially Sound City Providing Quality Basic Services

**Objective 1d.** City services delivered in the most cost-effective, efficient manner

**Background:** Bills and Payroll are filed in the City Clerk's Department. The full Bills and Payroll Report is now housed under Finance documents on the City website, available at <https://www.cityblm.org/bills>.

**Community Groups/Interested Persons Contacted:** N/A

**Financial Impact:** Total disbursements to be approved \$9,805,581.99 (Payroll total \$3,581,847.19, Accounts Payable total \$6,153,127.86, and Bank Transfers total \$70,606.94,).

**Attachments:**

1. Council Finance Summary Report

**CITY OF BLOOMINGTON FINANCE REPORT**

**PAYROLL**

<b>Date</b>	<b>Gross Pay</b>	<b>Employer Contribution</b>	<b>Totals</b>
1/9/2026	\$ 2,847,398.58	\$ 673,513.28	\$ 3,520,911.86
Off Cycle Adjustments	\$ 58,629.87	\$ 2,305.46	\$ 60,935.33
<b>PAYROLL TOTAL</b>			<b>\$ 3,581,847.19</b>

**ACCOUNTS PAYABLE (WIRES)**

<b>Date</b>	<b>Bank</b>	<b>Total</b>
1/26/2026	AP General	\$ 5,318,827.54
1/26/2026	AP JMScott	\$ -
1/26/2026	AP Comm Devel	\$ 256.51
1/26/2026	AP IHDA	\$ 99,616.00
1/26/2026	AP Library	\$ 109,003.21
1/26/2026	AP MFT	\$ 180,360.90
01/08/2026-01/15/2026	Out of Cycle AP	\$ 445,063.70
12/10/2025-01/16/2026	AP Bank Transfers	\$ 70,606.94
<b>AP TOTAL</b>		<b>\$ 6,223,734.80</b>


**PCARDS**

<b>PCARD TOTAL</b>	<b>\$</b>	<b>-</b>
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<b>GRAND TOTAL</b>	<b>\$</b>	<b>9,805,581.99</b>
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Respectfully,

**F Scott Rathbun**  
**Director of Finance**



**Consent Agenda**  
**Item No. 7.C.**

**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Consideration and Action on Approving Appointments and Reappointments to Boards and Commissions, as requested by the Administration Department.

**Recommended Motion:** The proposed Appointments and Reappointments be approved.

**Strategic Plan:**

**Goal 5.** Prosperous Downtown Bloomington

**Objective 5b.** City decisions consistent with plans and policies

**Background:** Applications are on file in the Administration Office. The Mayor of the City of Bloomington asks Council concurrence in the appointment and reappointments of:

Commission for Safe Communities: Robert Harris's, Ryan Bertrand's, Cathy Lust's, Kaitlyn Selman's, and Elizabeth German's appointments, if approved, are effective January 1, 2026, with an expiration date of 04-30-28.

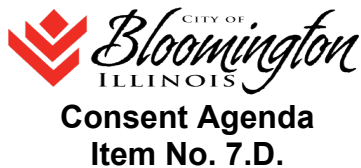
Commission for Safe Communities: John Scott Denton's and Cierra Aiden's appointments, if approved, are effective January 1, 2026, with an expiration date of 04-30-27.

**Community Groups/Interested Persons Contacted:** The Mayor contacts all recommended appointments.

**Financial Impact:** N/A

**Attachments:**

None



**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Consideration and Action on a Resolution Approving a Memorandum of Understanding by and between the County of McLean, the City of Bloomington, and the Town of Normal Regarding the Terms and Scope of an Independent Audit of the Mental Health and Public Safety Fund, as requested by the Legal Department.

**Recommended Motion:** The proposed Resolution be approved.

**Strategic Plan:**

**Goal 1.** Financially Sound City Providing Quality Basic Services

**Objective 1a.** Budget with adequate resources to support defined services and level of services

**Objective 1d.** City services delivered in the most cost-effective, efficient manner

**Background:** The County, City, and Town are parties to an Intergovernmental Revenue Sharing Agreement dated April 1, 2016 ("IGA") whereby the City and the Town share a portion of their Home Rule Sales Tax revenues ("Pledged Revenue") with the County for the purpose of supporting the County's efforts in addressing mental health needs and improving public safety infrastructure and services. The IGA sets forth the specific and limited purposes for which the Pledged Revenues may be used. These funds have been used to create the Mental Health and Public Safety Fund ("MHPSF").

On July 30, 2025, the IGA was amended to allow a one-time expenditure from the Pledged Revenue to pay an independent auditing firm to conduct an audit of the MHPSF, "including but not limited to, the deposits, disbursements, and other expenditures and uses of the Pledged Revenues held in said fund."

The parties acknowledge that the term "audit" is a term of art with a specific meaning within the financial industry, and that the proposed work may go beyond what this term of art defines. Therefore, the purpose of this MOU is to clarify and memorialize the mutual understanding of the parties regarding the intended scope of the MHPSF "audit".

**Community Groups/Interested Persons Contacted:** N/A

**Financial Impact:** N/A

**Attachments:**

1. Resolution
2. Resolution - Exhibit A - MOU Scope of MHPSF Audit

**RESOLUTION NO. 2026 - \_\_\_\_**

**A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE COUNTY OF MCLEAN, THE CITY OF BLOOMINGTON, AND THE TOWN OF NORMAL REGARDING THE TERMS AND SCOPE OF AN INDEPENDENT AUDIT OF THE MENTAL HEALTH AND PUBLIC SAFETY FUND**

**WHEREAS**, the County of McLean, the City of Bloomington, and the Town of Normal (the “Parties”) have previously entered into an agreement to conduct an “audit” of the Mental Health and Public Safety Fund (“MHPSF”); and

**WHEREAS**, the term “audit” is a term of art as used in the financial industry, the definition of which does not adequately encompass the intent of the parties with respect to a review of the MHPSF; and

**WHEREAS**, the Parties have conferred and believe that it is necessary to define the intended scope of an independent “audit” of the MHPSF, and City staff recommend that the Council approve the attached Memorandum of Understanding; and

**WHEREAS**, the City Council finds it in the best interest of the City to approve the Memorandum of Understanding.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS:**

**SECTION 1.** The above recitals are incorporated herein by this reference as if specifically stated in full.

**SECTION 2.** The City Manager, or designated representatives, are authorized to execute the Memorandum of Understanding attached hereto as Exhibit A, and any other documents necessary to complete this transaction. The City Manager, or his designee, is further authorized to approve any changes to the work or increases in the contract amount, up to the contingency amount set forth in the contract, to the extent the City Manager finds such to be in the best interests of the City.

**PASSED** this 26th day of January 2026.

**APPROVED** this \_\_\_\_ day of January 2026.

**CITY OF BLOOMINGTON**

**ATTEST**

\_\_\_\_\_  
Dan Brady, Mayor

\_\_\_\_\_  
Leslie Smith-Yocum, City Clerk

## EXHIBIT A

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (MOU) is made and entered into by and between the County of McLean, the City of Bloomington, and the Town of Normal.

**WHEREAS**, the County, City, and Town are parties to an Intergovernmental Revenue Sharing Agreement dated April 1, 2016 (IGA) whereby the City and the Town share a portion of their Home Rule Sales Tax revenues (Pledged Revenue) with the County for the purpose of supporting the County's efforts in addressing mental health needs and improving public safety infrastructure and services;

**WHEREAS**, Section 3-2 of the IGA sets forth the specific and limited purposes for which the Pledged Revenues may be used;

**WHEREAS**, on July 30, 2025, the parties executed an amendment to the IGA titled *Agreement Between the County of McLean, the City of Bloomington, and the Town of Normal to Amend the Intergovernmental Revenue Sharing Agreement (Amendment)* thereby amending that Section 3-2 to permit a one-time expenditure of the Pledged Revenue held in the Mental Health and Public Safety Fund (MHPSF) to pay an independent auditing firm to conduct an audit of the MHPSF "including but not limited to the deposits, disbursements, and other expenditures and uses of the Pledged Revenues held in said fund";

**WHEREAS**, on November 24, 2025, the County received a proposal from an accounting firm regarding the audit of the MHPSF; however, it has come to the attention of the County that the word "audit" is a term of art in the financial realm and the scope of work of the proposed "audit" may go beyond what that term of art defines;

**WHEREAS**, the purpose of this MOU is simply to clarify and memorialize the mutual understanding of the parties regarding the intended scope of the MHPSF "audit".

### **NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:**

The use of the term "audit" within the Amendment to the IGA is used broadly and is intended to authorize expending up to \$50,000 of Pledged Revenue to hire and accounting firm to conduct an audit/review/examination of the Mental Health and Public Safety Fund sufficient to assess:

- a schedule of expenditures and outgoing transfers by year and by category, as reflected in the IGA, from inception of the MHPSF through December 31, 2024; and
- a schedule of contractual obligations existing as of December 31, 2024, as it relates to the MHPSF.

This jointly acknowledged scope of work is described in the November 24, 2025, letter addressed to the McLean County Administrator from accounting firm Clifton Larson Allen LLP (attached as Exhibit A) and is reflective of the parties' desired assessment of the MHPSF.

**Signatures**

City of Bloomington

By: \_\_\_\_\_  
Mayor

Date: \_\_\_\_\_

Attest:

By: \_\_\_\_\_  
City Clerk

County of McLean

By: \_\_\_\_\_  
County Board Chair

Date: \_\_\_\_\_

Attest:

By: \_\_\_\_\_  
County Clerk


Town of Normal

By: \_\_\_\_\_  
Mayor

Date: \_\_\_\_\_

Attest:

By: \_\_\_\_\_  
Town Clerk



**Consent Agenda**  
**Item No. 7.E.**

**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Consideration and Action on the Resolution Approving an Intergovernmental Agreement between the City of Bloomington and the Illinois State Police to Continue as a Participating Agency in Task Force 6, as requested by the Police Department.

**Recommended Motion:** The proposed Resolution be approved.

**Strategic Plan:**

**Goal 1.** Financially Sound City Providing Quality Basic Services

**Objective 1e.** Partnering with others for the most cost-effective service delivery

**Background:** The Bloomington Police Department ("BPD") is part of a multi-jurisdictional authority known as Task Force 6. BPD has participated in Task Force 6 since the early 1980s, and staff are now requesting to continue that partnership. The purpose of the Task Force is to enforce the law and protect its citizens from illegal activity, including the trafficking of narcotics, guns, and humans, and recognize that the jurisdiction and authority to each is limited and that such limitations are detrimental to combating crime. The Task Force allows for the pooling of resources and the joint exercise of their respective authorities.

**Community Groups/Interested Persons Contacted:** N/A

**Financial Impact:** N/A

**Attachments:**

1. Resolution
2. Resolution - Exhibit A - Task Force IGA 01-16-26

**RESOLUTION NO. 2026 - \_\_\_\_**

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF BLOOMINGTON AND THE ILLINOIS STATE POLICE TO CONTINUE AS A PARTICIPATING AGENCY IN TASK FORCE 6**

**WHEREAS**, subject to the provisions of the City Code, City staff are recommending that an intergovernmental agreement (“IGA”) with the Illinois State Police (“ISP”) be approved to continue as a Participating Agency in Task Force 6 (Exhibit A); and

**WHEREAS**, the Bloomington Police Department (“BPD”) is a law enforcement agency dedicated to combating crime in its jurisdiction, including but not limited to, trafficking of narcotics, guns, and humans; and

**WHEREAS**, BPD and other municipal agencies will continue to develop intelligence data regarding criminal activity in the area and disseminate intelligence activities to the appropriate federal, state, and local law enforcement agencies; and

**WHEREAS**, BPD has participated in Task Force 6 since the early 1980s; and

**WHEREAS**, both the ISP and BPD agree that it is in the best interests of both agencies and the public to continue to share information and foster partnerships where feasible to reduce crime; and

**WHEREAS**, the City Council finds it in the best interest of the City to approve the Intergovernmental Agreement.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS:**

**SECTION 1.** The above recitals are incorporated herein by this reference as if specifically stated in full.

**SECTION 2.** The City Manager, or designated representatives, are authorized to execute the Intergovernmental Agreement, and any other documents necessary to complete this transaction.

**PASSED** this 9th day of February 2026.

**APPROVED** this \_\_\_\_ day of February 2026.

**CITY OF BLOOMINGTON**

**ATTEST**

\_\_\_\_\_  
Dan Brady, Mayor

\_\_\_\_\_  
Leslie Smith-Yocum, City Clerk

## EXHIBIT A

# **Task Force 6 INTERAGENCY AGREEMENT**

The undersigned public agencies, charged with the duty of enforcing the law and protecting their citizens from illegal activity including the trafficking of narcotics, guns, and humans, and recognizing that the jurisdiction and authority to each is limited and that such limitations are detrimental in combating crime within the designated counties and among the major municipalities within said counties, and recognizing that the most effective means to accomplish that duty is through the pooling of their resources and the joint exercise of their respective authorities; each of them does now enter into this Interagency Agreement to provide to their citizens the most effective law enforcement protection against those who engage in actions detrimental to the public safety.

In consideration of the terms herein set forth and the mutual covenants and obligations of the parties hereto, the undersigned parties agree to the following:

## **I. PARTIES**

The parties to this agreement are: Bloomington Police Department, Clinton Police Department, DeWitt County Sheriff's Office, Illinois State Police, Illinois State University Police Department, McLean County Sheriff's Office, Normal Police Department, Piatt County Sheriff's Office

## **II. AUTHORITY**

Parties hereby enter into this Agreement in accordance with the authority vested in them by Article VII, Section 10, of the Constitution of the State of Illinois and the Intergovernmental Cooperation Act (5 ILCS 220/1).

## **III. ORGANIZATION**

### **A. Governing Board**

The Task Force 6 Governing Board shall be composed of an elected public official, or his designee, and the Chief Law Enforcement Office, or his designee, from all participating local units of government. The Governing Board shall supervise and oversee the operations of Task Force 6.

### **B. Task Force Commander**

Task Force Commander will be an ISP officer holding the rank of Acting Master Sergeant or Master Sergeant acting under the direct supervision of the ISP Zone Commander.

#### **IV. PURPOSE**

The purpose of this agreement is to create a multi-jurisdictional authority to be known as Task Force 6, hereinafter referred to as the Task Force. The Agreement will set forth the rules, policies, and understanding between the departments. The Task Force will direct its primary enforcement efforts in the following areas:

- A. Covert and overt investigations concerning individuals engaged in illicit criminal activities with specific emphasis on trafficking of drugs, guns, and humans;
- B. Development of intelligence data regarding criminal activity in the area;
- C. Assist local agencies with case development for those investigations that are beyond capabilities of the requesting agency and/or those investigations that indicate a mid-level drug conspiracy or higher;
- D. Dissemination of intelligence activities to the appropriate federal, state, and local law enforcement agencies;
- E. Establishment of liaison with the State's Attorney's Offices and the United States Attorney's Office for legal advice and encouragement of vigorous prosecution of developed cases.

#### **V. DURATION**

This agreement will be effective upon its execution by all the signed parties and will supersede any and all previous agreements. This agreement will be reviewed every year and renewed every two years or as otherwise needed.

#### **VI. DUTIES OF THE ILLINOIS STATE POLICE**

ISP agrees to supply the following facilities, equipment and services to be utilized in support of Task Force activities:

- A. Facilities to house the Task Force operations; Any offsite work location utilized will be at the discretion of the unit Commander and the Governing Board and shall be the responsibility of said unit.
- B. Training in proactive enforcement techniques and covert investigative methods as well as continuing training as outlined in the Onboarding agreement.

- C. Specialized equipment and/or communications devices; Subject to availability
- D. Appointment of Task Force officers as “Inspectors” of the Illinois State Police and the issuance of credentials pursuant to the authority in 20 ILCS 2620/4.
- E. Facilities for storage of evidence obtained during Task Force investigations and resources to dispose of said evidence upon authority of the appropriate prosecuting authority and/or within the guidelines as established by the Illinois State Police policy.
- F. Provide personnel in the rank of Lieutenant or Captain to serve as a voting board member to the Task Force. The Chairman of the Governing Board is to be determined by the unit’s policy.

Any credentials, equipment and components assigned or issued by the Task Force or ISP to any officer or participant must be surrendered to the ISP upon termination of the officer’s affiliation with the Task Force.

**VII. OPERATIONAL PROCEDURES**

The parties agree that the following operations duties/assignments shall prevail throughout the duration of the Agreement:

- A. Task Force Commander:
  - 1. Will be an ISP officer holding the rank of Acting Master Sergeant or Master Sergeant acting under the direct supervision of the ISP Zone Commander.
  - 2. Be responsible for the overall direction and supervision of the assigned work force.
  - 3. Will devise, implement, arrange and administer training for personnel assigned to the Task Force.
  - 4. Will review the use and documentation of Official Advance Funds to ensure it is used in accordance with ISP policy.
  - 5. Be responsible for the submission of grant proposals and monetary requests to the Illinois Criminal Justice Information Authority or other entities offering potential funding opportunities.

6. Be responsible for oversight of the Task Force asset forfeiture program in accordance with ISP Policy, as well as the approval of all expenditures of Task Force funds acquired through State and Federal asset forfeitures and court fines and fees.
7. Be responsible for reviewing and approving investigative documents in accordance with ISP report writing practices and directives;

#### B. Task Force Supervisor

1. Will act under the direction of the Task Force Commander; TF Supervisor will hold the rank of ISP Sergeant or Master Sergeant.
2. Will be responsible for the daily operations of their assigned squad and the direct supervision of the assigned work force.
3. Develop, implement, and arrange/administer training for personnel assigned to their supervision.
4. Review, analyze, document and approve use of official advance funds in accordance with ISP reporting practices and directives.
5. Be responsible for overtime approval and assuring accurate procedures are being followed by Task Force officers.
6. Is responsible for apprising the Task Force Commander of the unit's operations and assist in the formulation of activity reports.
7. Be responsible for other duties as prescribed by the Task Force Commander.

#### C. Task Force Members

1. If personnel are assigned, officers will be of full-time status from the ISP or local agencies. Such officers shall, prior to appointment, pass an ISP background investigation. The officer shall not be subject to any current or pending disciplinary actions.
2. The Inspector will enter into an onboarding agreement with the Task Force which will outline the expectations during the time as a Task Force member. The officer will adhere to all aspects of the agreement during their time on the Task Force.
3. Will adhere to all laws of the State of Illinois and the United States of America.

4. Will comply with their respective agency's policies and procedures as they apply to personnel issues, i.e. salary, overtime, vacation, holiday, sick time, and authorized weapons.
5. Will agree to participate in the ISP random drug testing Policy and to submit to an ISP sanctioned drug test upon request.

#### **VIII. OTHER OPERATIONAL CONSIDERATIONS**

- A. ISP report writing and case preparation procedures shall be utilized to document enforcement activities undertaken by the Task Force.
- B. All investigations should be deconflicted through the Illinois Statewide Terrorism and Intelligence Center.
- C. The ISP Confidential Source, Official Advance Funds, and Evidence Handling policies will govern Task Force operations.
- D. A copy of the directives expected to be followed will be given to the Task Force officer with their onboarding information.

#### **IX. MISCONDUCT**

- A. Misconduct by officers of the Task Force shall include the following:
  1. Commission of a criminal offense;
  2. Neglect of duties;
  3. Violation of Task Force policies and/or rules of procedures;
  4. Conduct which may tend to reflect unfavorably upon any of the parties to this agreement.
- B. Upon receipt of a complaint from a law enforcement agency, a states attorney's office, or any other credible source alleging misconduct by a Task Force officer, the following procedures will be initiated:
  1. The Task Force commander shall conduct a preliminary review of the allegations to verify the complaint and to determine the nature, scope, and need to conduct a follow up investigation;
  2. In the event the allegations appear to be credible, the Task Force Commander will notify the Zone Commander and the chief executive of the officer's parent agency;

3. If the complaint is of a non-criminal nature, the Task Force Commander and chief executive of the Inspector's parent agency will determine who will conduct the investigation. If the complaint is verified, the parent agency will implement disciplinary action as deemed necessary;
4. If the complaint is of a criminal nature, the Task Force Commander and agency head shall require a criminal investigation be conducted by the ISP Division of Internal Investigation. The investigation will be forwarded to the respective States Attorney's office for decision on prosecution.

## **X. REPORTING**

- A. The Task Force Commander will notify the respective departments if requested by parent agency, of any time earned or used by the officer during each payroll period;
- B. The Task Force Commander will immediately notify the respective departments if there are any issues concerning the assigned Inspector;
- C. The Task Force Commander will evaluate officers on a yearly basis; the evaluation tool will be determined by the Task Force Commander in agreement with the parent agency and retained as part of the Inspector's personnel file. The Inspector will stay on the unit if both parties agree the Inspector is performing their duties to the best of their ability and is proactively seeking new investigations, making arrests, and effectively impacting the community. If the Task Force Commander and parent agency determine the Inspector is no longer effective in the unit, the Inspector will be removed and reassigned as the parent agency sees fit;
- D. The Task Force Commander will present statistics for investigations, arrests, seizures and search warrants for the assigned Inspector at each board meeting, which will convene at least quarterly or as needed as directed by the unit Governing Board.
- E. The Task Force Commander will submit statistics, table of organizations, budgets, and any additional information requested by the ISP immediately upon request.
- F. The Task Force will comply with requests for records maintained by the Task Force in accordance with applicable ISP Policy.

## **XI. LIABILITY**

- A. The ISP and/or the State of Illinois shall provide representation and indemnification to the extent permitted by law to Task Force Inspectors in the event that any civil proceeding is commenced against such Task Force officer alleging the deprivation of a civil or constitutional right arising out of any act or omission occurring within the scope of task force activities provided that such actions were not the result of the officers intentional, willful, or wanton misconduct;
- B. Each agency will accept liability, to the extent required by the Illinois Workers' Compensation Act (820 ILCS 305/1) for personal injuries occurring to its officers while engaged in Task Force activities.

**XII. TERMINATION/MODIFICATION OF AGREEMENT**

- A. Any party may withdraw from this agreement 90 days after providing written notice of withdrawal to all other parties. Withdrawal of any party will not affect the agreement with respect to the remaining parties. Any modification of this agreement requires written approval by all parties.
- B. The Task Force Governing Board may disband the operation of this Task Force at any time by a majority vote where upon this agreement will be terminated. All Task Force property obtained through grants from the Illinois Criminal Justice Information Authority shall be disposed of consistent with current property management or disposition guidelines issued by the Authority's Office of Federal Assistance Programs.
- C. At the time of termination, the active participating agencies will vote on the disbursement of the non-grant Task Force assets and forfeited assets.

**XIII. REVIEW AND ACCEPTANCE VERIFICATION**

I certify that I am the Chief Executive Officer for my agency or that I have the authority to represent said agency in the execution of the herein Interagency Agreement. I further certify that I have reviewed and accept the terms and conditions of said Interagency Agreement.

Name: Mark Vogelzang  
 Signature: *Mark Vogelzang*  
 Title: Sheriff  
 Date: 1/14/26  
 Agency: Platt County Sheriff's Office

Name: MIKE WALKER  
 Signature: *Mike Walker*  
 Title: SHERIFF  
 Date: 1/16/2026  
 Agency: DEWITT COUNTY SHERIFF'S OFFICE

Name: BEN LOWERS  
Signature: Ben Lowers  
Title: Chief of Police  
Date: 1/16/2026  
Agency: Clinton Police Dept.


Name: Matthew R. Lane  
Signature: [Signature]  
Title: Sheriff  
Date: 01/16/26  
Agency: McLean County Sheriff's office

Name: AARON WOODRUFF  
Signature: [Signature]  
Title: CHIEF OF POLICE  
Date: 1/16/2026  
Agency: ILLINOIS STATE UNIVERSITY POLICE

Name: \_\_\_\_\_  
Signature: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_  
Agency: \_\_\_\_\_

Name: Stephen A. Petrilli Jr.  
Signature: Stephen A. Petrilli Jr.  
Title: Chief of Police  
Date: 1/16/2026  
Agency: Normal Police Dept.

Name: \_\_\_\_\_  
Signature: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_  
Agency: \_\_\_\_\_



**Consent Agenda**  
**Item No. 7.F.**

**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Consideration and Action on a Resolution Approving an Intergovernmental Agreement by and between the Town of Normal, McLean County, and the Ecology Action Center, for a Solid Waste Program, in the Amount of \$73,236 for 2026 (FY 2027), \$75,433 for 2027 (FY 2028), and \$77,696 for 2028 (FY 2029), as requested by the City Clerk Department.

**Recommended Motion:** The proposed Resolution be approved.

**Strategic Plan:**

**Goal 1.** Financially Sound City Providing Quality Basic Services

**Objective 1d.** City services delivered in the most cost-effective, efficient manner

**Goal 5.** Great Place - Livable, Sustainable City

**Objective 5a.** Well-planned City with necessary services and infrastructure

**Background:** The Ecology Action Center ("EAC") has been a vital partner with the City of Bloomington ("City"), the Town of Normal ("Town"), and McLean County ("County") in providing public education services, research, and high-level planning on an array of issues, including solid waste management.

The EAC leads the process for required long-term solid waste plans. The organization worked on the 20-year Integrated Solid Waste Management Plan on behalf of the City, Town, and County for continued compliance with the Illinois Solid Waste Planning and Recycling Act. The plan, adopted by Council on February 26, 2018, focuses on existing deficiencies in our community, such as multi-family housing, commercial recycling, food waste/organics reduction, and composting.

The EAC, located in Normal, has filled gaps in service as it relates to organizing, for example, the periodic collection of household hazardous waste. Its website, [ecologyactioncenter.org](http://ecologyactioncenter.org), serves as a clearinghouse of information for the full breadth of recycling information. Its work stands out for quality and reliability. Among its services, the EAC keeps abreast of regulations and files mandatory reports to the Illinois Environmental Protection Agency ("IEPA") on behalf of the City, Town, and County. In contracting with the agency, the three governments avoid duplication of services.

The annual contract cost of the Program will be split by the City, Town, and County, proportionally using the figures of 46% to represent the City population, 31% to represent the Town population, and 23% to represent the County population. For Program Year 2026, these amounts are \$73,236 for the City, \$49,355 for the Town, and \$36,618 for the County. The total cost of the contract for all three entities over the course of three years will not exceed \$492,099, which includes a maximum 3% increase in 2027 and 2028. Over the course of three

years, the City's contributions will not exceed \$226,365.

**Efficiency:** The EAC provides an efficiency of scale and avoids duplication of services by the three local governments: City, Town, and County.

**Accountability:** The ability to work cooperatively has been exceptional, and the EAC operates with an air of transparency. The Solid Waste Management Technical Committee consists of the City of Bloomington City Manager, the Town of Normal City Manager, the Executive Director of the Mclean County Regional Planning Commission, and the Director of the Mclean County Department of Building and Zoning.

**Agency History:** The EAC was founded in 1971 as Operation Recycle during the emerging modern U.S. environmental movement. It started as a volunteer group but has evolved into a professional, full-time agency that utilizes both paid and volunteer workers to address a range of issues and partner with communities and their governments. The name Ecology Action Center was officially adopted in 2004.

**Community Groups/Interested Persons Contacted:** Town of Normal, McLean County, and Ecology Action Center

**Financial Impact:** If approved, the City will enter into an Intergovernmental Agreement by and between the Town of Normal, McLean County, and the Ecology Action Center, for a Solid Waste Program, in the amount of \$73,236 for (FY 2027), \$75,433 for 2027 (FY 2028), and \$77,696 for 2028 (FY 2029). If approved, Public Works will include the \$73,236 in the FY 2027 Proposed Budget to be paid from the Solid Waste-Education account (54404400-70666). If approved, Public Works will include amounts approved for FY 2028 & FY 2029 in those respective years' budgets.

**Attachments:**

1. Resolution
2. Resolution - Exhibit A - IGA

**RESOLUTION NO. 2026 - \_\_\_\_**

**A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BY AND BETWEEN THE TOWN OF NORMAL, MCLEAN COUNTY, AND THE ECOLOGY ACTION CENTER, FOR A SOLID WASTE PROGRAM, IN THE AMOUNT OF \$73,236 FOR 2026 (FY 2027), \$75,433 FOR 2027 (FY 2028), AND \$77,696 FOR 2028 (FY 2029)**

**WHEREAS**, subject to the provisions of the City Code, City staff are recommending that an intergovernmental agreement ("IGA") with Town of Normal ("Town"), Mclean County ("County"), and the Ecology Action Center ("EAC"), be approved for the Solid Waste Program ("Exhibit A"), in the amount of \$73,236 for 2026 (FY 2027), \$75,433 for 2027 (FY 2028), and \$77,696 for 2028 (FY 2029); and

**WHEREAS**, the EAC worked on the 20-year Integrated Solid Waste Management Plan on behalf of the City, Town, and County for continued compliance with the Illinois Solid Waste Planning and Recycling Act. The plan, adopted by City Council on February 26, 2018, focuses on existing deficiencies in our community, such as multi-family housing, commercial recycling, food waste/organics reduction, and composting; and

**WHEREAS**, the EAC has filled gaps in service as it relates to organizing, such as the periodic collection of household hazardous waste. Among its services, the EAC keeps abreast of regulations and files mandatory reports to the Illinois Environmental Protection Agency ("IEPA") on behalf of the City, Town, and County; and

**WHEREAS**, in contracting with the agency, the three governments avoid duplication of services; and

**WHEREAS**, the annual contract cost of the Program will be split by the City, Town, and County, proportionally using the figures of 46% to represent the City population, 31% to represent the Town population, and 23% to represent the County population (see the IGA's Exhibit B for a cost breakdown for each municipality); and

**WHEREAS**, based on the cost breakdown, the City will pay \$73,236 for Program Year 2026, \$75,433 for Program Year 2027, and \$77,696 for Program Year 2028. Over the course of three years, the City's contributions will not exceed \$226,365, which includes a maximum 3% increase in 2027 and 2028; and

**WHEREAS**, the City Council finds it in the best interest of the City to approve the IGA.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS:**

**SECTION 1.** The above recitals are incorporated herein by this reference as if specifically stated in full.

**SECTION 2.** The City Manager, or designated representatives, are authorized to execute the IGA, and any other documents necessary to complete this transaction.

**PASSED** this 26th day of January 2026.

**APPROVED** this \_\_\_\_ day of January 2026.

**CITY OF BLOOMINGTON**

**ATTEST**

\_\_\_\_\_  
Dan Brady, Mayor

\_\_\_\_\_  
Leslie Smith-Yocum, City Clerk

## EXHIBIT A

## SOLID WASTE PROGRAM AGREEMENT

This agreement is entered into as of this 1st day of January, 2026, by and between the City of Bloomington, Town of Normal, and County of McLean (hereinafter referred to as the "City", "Town", and "County") and the Ecology Action Center (hereinafter referred to as the "Center").

### A. Purpose of This Agreement:

The purpose of this agreement is to establish a framework for the continuing administration and implementation of the McLean County Solid Waste Program, hereafter referred to as the "Program", to include solid waste and waste reduction education programs for the City, Town, and County and assist the City, Town, and County in meeting the requirements of the Illinois Solid Waste Management Planning and Recycling Act, which requires Illinois counties to administer a solid waste management plan to reduce waste and recycle 40% of the waste generated.

### B. Period of Agreement:

The period of this agreement is three (3) years, commencing January 1, 2026 and ending December 31, 2028. This agreement shall be automatically renewed on a calendar year basis unless any party otherwise indicates. Either party may terminate this agreement for any reason with a minimum of sixty (60) days written notice to the other party.

### C. Services:

#### 1. City, Town, and County shall:

- a. provide program guidance and oversight through participation on the EAC Solid Waste Advisory Committee and
- b. provide funding for the project in accordance with item "D" of this agreement.

#### 2. Center shall:

- a. provide a Solid Waste Coordinator for the community
- b. act as the community solid waste agency
- c. provide the solid waste and waste reduction services to the City, Town, and County as outlined in Appendix A; and
- d. complete the following reporting requirements: 1) quarterly progress reports including leading performance indicators to Bloomington, Normal, and the McLean County Board Land Use Committee; 2) annual reports to the Illinois Environmental Protection Agency when required; 3) five-year updates to the McLean County Integrated Solid Waste Management Plan as required; and 4) periodic reports to the McLean County Solid Waste Management Technical Committee as needed.

### D. Project Costs:

1. The annual contract cost of the Program will be split by the City, Town, and County proportionally using the figures of 46% to represent the City population, 31% to represent the Town population, and 23% to represent the County

population. See Appendix "B" for estimates of annual program costs anticipated from the City, Town, and County.

2. Annual payments shall be made by the City, Town, and County by February 15th, pending receipt of an invoice from the Center by January 31st.
  3. Beginning January 1, 2027, such annual payment shall be adjusted on January 1st of each year by the lesser of 3% or the percentage increase in the Consumer Price Index, Chicago-Naperville-Elgin area published by the U. S. Department of Labor Bureau of Labor Statistics.
  4. It is understood by all parties that payment in support of this agreement is contingent upon availability of Program revenue and/or funds provided through the City, Town, and County.
- E. The Center shall save and hold harmless the City, Town, and County, including their officials, agents and employees, from all liability, penalties, losses, damages, and/or costs and expenses, including attorney's fees, arising out of a claim or cause of action brought by or on behalf of any natural person or other legal entity and based on any claimed injury, damage, loss, or loss of use, arising out of or in any way connected with the Center's obligations under this agreement.
- F. This agreement may be modified by mutual consent of the parties hereto and agreed to in writing and does not preclude separate agreements between the Center and individual units of government for additional services.

_____ City of Bloomington	_____ Date
_____ Town of Normal	_____ Date
_____ County of McLean	_____ Date
_____ Ecology Action Center	_____ Date

## Exhibit 1 Contractor Certification

Contractor on behalf of contractor certifies that the following representations are true and correct and further agrees as a condition of doing business with the Town of Normal, City of Bloomington, County of McLean, and BNWRD to require all of Contractor's subcontractors and sub-subcontractors to certify that the following representations are true and correct for each subcontractor and sub-subcontractor:

1. Contractor certifies that no Town of Normal, City of Bloomington, County of McLean, and BNWRD officer or employee has any interest in the proceeds of this contract.
2. Contractor certifies that same has not committed bribery or attempted bribery of an officer or employee of any governmental official whether on the federal, state or local level.
3. Contractor certifies that same has not been barred from conducting business with any governmental unit whether federal, state or local.
4. Contractor certifies that the business entity its officers, directors, partners, or other managerial agents of the business have not been convicted of a felony under the Sarbanes-Oxley Act of 2002 nor have any of the same been convicted of any felony under state or federal securities laws.
5. Contractor certifies that same has not been barred from contracting with any unit of state or local government as a result of a violation of 720 ILCS 5/33E-3 (bid-rigging) or 720 ILCS 5/33E-4 (bid-rotating).
6. Contractor certifies that same is not delinquent in the payment of any debt or tax due the State or the Town of Normal, City of Bloomington, County of McLean, and BNWRD.
7. Contractor certifies that same has read the Drug-Free Workplace Act (30 ILCS 580/1 et.seq.) and is in compliance with the act on the effective date of this contract.
8. Contractor certifies that same shall maintain books and records relating to the performance of this contract as necessary to support amounts charged under the contract for a period of three (3) years from the later of the date of final payment under the contract or completion of the contract.
9. Contractor agrees to comply with applicable provisions of the Town of Normal Human Rights Ordinance, the Illinois Human Rights Act, the U.S. Civil Rights Act and the Americans with Disabilities Act.

10. Contractor certifies that the same is an "Equal Opportunity Employer" as defined by Section 2000 (e) of Chapter 21, Title 42 U.S. Code Annotated and applicable Executive Orders.
11. Contractor certifies in accordance with the State of Illinois Steel Products Procurement Act (30 ILCS 565/ et.seq.) that steel products used or supplied in the performance of this contract are manufactured or produced in the United States.
12. Contractor certifies that same is in compliance with the Employment of Illinois Workers on Public Works Act (30 ILCS 570/ et seq.)
13. Contractor certifies that same is in compliance with the State of Illinois Public Works Employment Discrimination Act (775 ILCS 10/ et seq.)
14. Contractor certifies that same is in compliance with the State of Illinois Prevailing Wage Act (820 ILCS 130/et seq.)
15. Contractor certifies that for public works contracts exceeding one hundred thousand dollars (\$100,000) in value contractor is in compliance with the Town of Normal Responsible Bidder Ordinance which requires Contractor to participate in applicable apprenticeship and training programs approved by and registered with the United States Department of Labor's Bureau of Apprenticeship and Training. (This provision shall not apply to federally funded projects if such application would jeopardize the receipt of use of federal funds in support of such project.)
16. Contractor certifies that same is or is not (please circle applicable designation) a Minority and Female Business Enterprise as defined by the State of Illinois (30 ILCS 575/et seq.)

Contractor: \_\_\_\_\_

Date: \_\_\_\_\_

## APPENDIX A Services Provided

The Center shall:

a. perform the following administrative and technical responsibilities as Solid Waste Coordinator:

- facilitate and record minutes of meetings of the Solid Waste Advisory Committee;
- annually determine McLean County's recycling rate as prescribed by the Illinois Environmental Protection Agency ("IEPA") and provide this information to the Solid Waste Technical Committee, City, Town, and County, public and the IEPA;
- coordinate mandatory McLean County Solid Waste Plan updates including submission to the IEPA;
- maintain familiarity with existing and pending solid waste regulations;
- coordinate implementation of McLean County Solid Waste Plan;
- submit annual application to the IEPA for enrollment in the Consumer Electronics Recycling Act (CERA) residential e-waste recycling program; and
- review pollution control facility site applications and coordinate site review processes as needed.<sup>1</sup>

b. provide the following solid waste management and program coordination services:

- assist schools and businesses in adopting recycling programs;
- coordinate sustainability events to encourage recycling within the context of other environmentally positive practices;
- offer the McLean County Recycling and Waste Reduction Awards Program, including soliciting entries and evaluate applications, award certificates and recognize winners at meetings and through the media;

c. provide the following solid waste/waste reduction education and outreach services:

- provide a community waste and recycling information center/hotline;
- offer comprehensive online listings of local waste recycling and disposal options to include traditional municipal recycling, nontraditional recycling, and household hazardous wastes;
- promote recycling, composting, waste reduction, reuse, and proper household hazardous waste disposal through multiple media channels—social media, electronic, and stories in traditional media;
- conduct hands-on recycling and waste reduction education programs in Bloomington, Normal, and County elementary schools;
- design and produce materials to promote proper recycling and reduction of contamination;

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<sup>1</sup> *If a pollution control facility permit review requires more than 15 hours of EAC staff time, reimbursement (including FICA/UI) in excess of 15 hours shall be provided by the appropriate governing body (City, Town, or County) from the siting review fee upon completion of the permit review process. Per 415 ILCS 5/39.2(k) "A county board or governing body of a municipality may charge applicants for siting review under this Section a reasonable fee to cover the reasonable and necessary costs incurred by such county or municipality in the siting review process."*

- offer events promoting recycling and sustainable practices such as food waste composting at the Sweet Corn Circus;
- write and distribute publicity as necessary;
- offer a recycling education and promotion program for middle and high school students on request;
- offer summer library reading programs for Bloomington, Normal, and County Public Libraries;
- provide speakers to community groups including civic groups, religious groups, and social groups;
- provide resources to encourage public event recycling where feasible at Bloomington and Normal events;
- offer recycling and waste reduction information at public events and festivals;
- provide newsletters to McLean County residents by download on the EAC website;
- provide online newsletters to email subscribers on a regular basis;
- act as a resource for local educators;
- develop public information materials;
- participate in regional and state solid waste initiatives when appropriate;
- provide adult educational workshops on topics such as composting;
- update recycling and hazardous waste information for the Recycle Coach and other relevant online resources;
- promote source reduction of Household Hazardous Wastes.<sup>2</sup>

d. provide for the administration of the program to include:

- the submission of quarterly progress reports to the City, Town, and County on the activities conducted in compliance with this agreement;
- the combining of relevant programs as appropriate to avoid duplication and reduce costs and time;
- the submission of required reports and updates to the Illinois Environmental Protection Agency (IEPA);
- the invoices for services performed in accordance with item "D" of this agreement and;
- the reporting of program activities to the Ecology Action Center Solid Waste Advisory Committee and other local government entities as requested.

e. evaluate effectiveness through key performance measures to include:

### **Leading Indicators**

- Goal: Visit 75% of eligible classrooms in McLean County, Bloomington, and Normal for elementary school recycling and waste reduction education programs. Reaching this target means directly engaging with approximately 1,500 students.
- Goal: Visit 60% of public libraries within McLean County, Bloomington and Normal and provide a summer reading program on recycling and waste reduction topics. Reaching this target means directly engaging with approximately 300 library patrons.
- Goal: Provide recycling and waste reduction presentations for 30 local groups or approximately 750 individuals including civic groups, scouts, preschools, non-target

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<sup>2</sup> Funding for coordination of Household Hazardous Waste (HHW) collection events and planning for a possible future permanent McLean County Household Hazardous Waste collection facility are under separate program agreements from this Solid Waste Program Agreement.

school groups, university classes. In practice the EAC provides these programs for nearly 100% of those requesting the services.

- Goal: Promote recycling and sustainable practices to direct audiences utilizing social media channels including Facebook, Twitter, LinkedIn, and YouTube with a target of 100,000 interactions annually.
- Goal: Provide and promote comprehensive online resources on recycling and waste disposal for Bloomington, Normal, and McLean County with a target of 50,000 visits to these pages annually.

### **Lagging Indicator**

As the main goals of the McLean County Solid Waste Program are to increase recycling while increasing source reduction, the annual measurement and reporting of these rates by the EAC can act as lagging indicators of the success of outreach efforts. However, the value of this performance indicator is also limited by other factors impacting recycling and waste generation rates, such as accessibility of recycling programs and macroeconomic forces. While quantifying source reduction of municipal solid waste is problematic, tracking recycling rates is much more reliable.

Per the *2017 Twenty-Year Materials Recovery and Resource Management Plan For McLean County, Bloomington, and Normal, Illinois*, the county-wide recycling rate goal is currently set at 60%, which will also serve as the EAC's current target for purposes of this indicator. The 2024 calculated recycling rate was 51%.

## APPENDIX B

Breakdown of anticipated program costs by City, Town, and County upon closure of McLean County Landfill

<b>Calendar Year</b>	<b>Estimated Annual Total Program Costs *</b>	<b>City (46%)</b>	<b>Town (31%)</b>	<b>County (23%)</b>
2026	<b>\$159,209</b>	\$73,236	\$49,355	\$36,618
2027	<b>\$163,985</b>	\$75,433	\$50,835	\$37,717
2028	<b>\$168,905</b>	\$77,696	\$52,361	\$38,848

*\* This estimate includes the maximum COLA increase of 3 percent in 2027 and 2028 allowed in Section "D", subsection "3"*

## APPENDIX C

### Demonstration of Need

#### **Statutory Requirements**

The Illinois Solid Waste Planning and Recycling Act of 1991 requires solid waste planning by all Illinois counties with specific emphasis on cooperative agreements between local units of government. Specific requirements of this act include:

- creation and adoption of a county solid waste management plan to include a recycling program;
- designation of a recycling/solid waste coordinator to administer the program;
- establishment of a target within the plan for increasing community-wide recycling rates;
- public education and notification programs to increase recycling;
- provisions for compliance, including incentives;
- review and updating of the solid waste plan every five years.

#### **Benefit**

There are significant global and local benefits from recycling, waste reduction, and proper household hazardous waste disposal. Recycling of materials and waste reduction conserve natural resources, reduce energy costs associated with extraction, transportation, and processing of virgin materials, and reduce air and water pollution emissions from avoided energy consumption. Source reduction and proper disposal of household hazardous wastes are substantial factors in protecting local groundwater and surface water supplies in addition to contributing to increased child safety at home by reducing accidental exposure risks.

No less significant are the fiscal benefits from recycling; It is well established that providing recycling services is less expensive than landfilling waste because of the revenues realized when collected materials are sold as commodities. As volumes of both waste landfilled (at a cost) and waste recycled (at a subsidized cost due to commodity values) are impacted by education and outreach efforts, taxpayers directly benefit from EAC's services.

#### **Cost Efficiency**

The Ecology Action Center provides public outreach, education, and technical services at a very cost-effective rate. The program staff are not only trained environmental science professionals with a combined 50+ years of nontraditional education and program coordination experience, but are extremely passionate and dedicated to their work.

Due to the EAC's 501(c)(3) nonprofit organization designation which allows for tax deductions to donors, program cost savings can be realized through discounted or donated goods and services which are not possible in the commercial sector. The EAC's offices and public facility are not only leased at a favorable rate from the Town of Normal, but are extremely energy efficient and inexpensive to heat and cool with its grant-funded geothermal retrofit and significant weatherization. These factors combined result in a low overhead cost for EAC's operations.

The roughly annual contract costs include the following:

- EAC staff time (including interns) comparable to approximately 1.5 FTE including FICA/UI;
- approximately 500 volunteer hours of labor annually worth \$17,395;<sup>3</sup>
- authorized travel reimbursement at IRS rates;
- program supplies, printing, postage;
- leveraging of additional services of public benefit through partnerships with other nonprofit and for-profit partners;
- advertising and promotions via traditional and cost-effective social media; and
- administrative overhead.

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<sup>3</sup> The estimated value of volunteer time for 2025 is \$34.79 per hour.  
[http://www.independentsector.org/volunteer\\_time](http://www.independentsector.org/volunteer_time)

## APPENDIX D

### Ecology Action Center Highlights 1971-present

1971: One day recycling drive collecting newspapers, cans, and glass bottles leads to formation of "Operation Recycle," predecessor to the Ecology Action Center.

1971-1982: Recycling drives staffed by volunteers held every 4-7 weeks at three locations in Bloomington and Normal; 200-300 tons collected annually. Operation Recycle donates over \$10,000 in profits from sales of recyclables for environmental improvements in McLean County.

1983: Operation Recycling partners with Mid-Central Community Action to establish a full time recycling center to increase recycling volumes and to train and employ lower income individuals.

1985: Operation Recycle calls for creation of a municipal solid waste committee with members appointed by Bloomington-Normal mayors.

1991: McLean County Board adopts McLean County Integrated Solid Waste Management Plan (ISWMP) in accordance with Illinois Solid Waste Planning and Recycling Act.

1990s: Bloomington and Normal take over residential recycling services.

2001: McLean County Regional Planning Commission sub-contracts Operation Recycle to provide solid waste education services as part of McLean County Solid Waste Program.

2004: Operation Recycle officially changes its name to the Ecology Action Center (EAC). McLean County, Bloomington, and Normal contract the EAC to coordinate administration and implementation of the McLean County Solid Waste Program, including recycling and waste reduction education programs for Bloomington, Normal, and McLean County to meet the requirements of the Illinois Solid Waste Management Planning and Recycling Act.

2011: In partnership with Illinois Wesleyan University, EAC creates the "MEGA Recycling Event," which accepts non-traditional recyclables—electronics, textiles, clothing, plastic garden pots, household batteries and CFLs—and also encourages recycling of these materials at various locations in McLean County year-around.

2011-2012: EAC spearheads fundraising campaign to hold first-ever locally funded Household Hazardous Waste Collection Event in McLean County, raising over \$143,000 and \$32,000 in-kind contributions. Over 160,000 pounds of hazardous materials were collected from approximately 3,000 households.

2012: EAC holds first major central Illinois zero-waste event by implementing waste-reduction strategies at its annual Illinois Sustainable Living and Wellness Expo. Less than one bag of trash was generated for 4,300 event participants. For the first time the EAC annual calculation of community-wide waste and recycling rates demonstrates a significant drop in total waste generated (including recyclables) while also showing a positive increase in overall recycling rates to 36.5%.

2015: EAC holds first locally funded Household Hazardous Waste Collection under new agreement with the City of Bloomington, Town of Normal, and McLean County which provides the bulk of the funding for biennial HHW collection events for local residents.

2016: EAC launches process to create a new, more assertive 20-year solid waste management plan.


February 2018: New "Twenty-Year Materials Recovery and Resource Management Plan for McLean County, Bloomington, and Normal, Illinois" receives approval by local governments.

October 2018: McLean County Landfill reaches capacity and begins closure process.

November 2020: EAC launches new residential food scrap composting initiative "BN Community Composting" via drop-off kiosk in partnership with Better Earth Compost.

2024: EAC completes feasibility study for possible future permanent Household Hazardous Waste Collection Facility.

2024: McLean County recycling rate exceeds waste landfilled for the first time ever in the 36 years of calculating and reporting this important indicator of solid waste plan progress. EAC annually collects data to calculate the total amount of waste generated in McLean County and what percentage of that is recycled versus landfilled. In 2024 the recycling rate reached 51%, one of the leading recycling rates in the entire state of Illinois.



**Consent Agenda**  
**Item No. 7.G.**

**For City Council:** January 26, 2026

**Ward Impacted:** Ward 2

**Subject:** Consideration and Action on an Illinois Department of Transportation (IDOT) Resolution for Improvement Under the Illinois Highway Code for the Fox Creek Road & Bridge Improvements for Motor Fuel Tax (MFT) Funds, in the Amount Not to Exceed \$1,614,949, as requested by the Engineering Department.

**Recommended Motion:** The proposed Resolution be approved.

**Strategic Plan:**

**Goal 2.** Upgrade City Infrastructure and Facilities to Grow the Local Economy

**Objective 2a.** Better quality roads and sidewalks

**Goal 5.** Great Place - Livable, Sustainable City

**Objective 5a.** Well-planned City with necessary services and infrastructure

**Background:** If approved, the City will commit state Motor Fuel Tax ("MFT") funding to pay for construction engineering for the Fox Creek Road & Bridge project. The Illinois Department of Transportation ("IDOT") requires MFT funds to be committed to the project before contracts or agreements for construction, construction engineering services, or project management services can be presented to the Council for approval. Following IDOT's approval of the resolutions, the Fox Creek Road & Bridge project contracts or agreements for construction, construction engineering services, and engineering project management will be brought to Council for consideration.

Through the agreement, to be considered at a future council meeting, Hutchison would manage Construction Engineering Services by providing a Resident Technician and a certified staff member will oversee construction quality, adherence to IDOT and Union Pacific Railroad ("UPRR") standards, and contract compliance. Key responsibilities include acting as the City's Liaison with stakeholders, conducting pre-construction meetings, ensuring contractor compliance, maintaining Construction and Materials Management System records, preparing project documentation, and coordinating schedules, inspections, and utility relocations. The consultant will also enforce traffic control and stormwater compliance, perform quality assurance field and material testing, and finalize project completion through inspections, punch lists, and as-built documentation delivery.

In March 2025, the Engineering Department initiated the drafting of a Request for Statement of Qualifications ("RFQ") in compliance with IDOT Local Roads guidelines. The RFQ was published in *The Pantagraph* and posted on the City's Procurement Portal, *OpenGov*, on March 17, 2025, inviting prospective firms to participate. The submission window closed on April 8, 2025. The City received no submissions for this RFQ. Given no submissions were received, Engineering staff, through coordination with the Legal Department, asked Hutchison

to provide the services using the IDOT-approved procurement method that allows the City to secure services from a firm with which the City already has an existing relationship with and who has provided successful services in the past. Hutchison is currently providing similar services for the Hamilton Road Phase I and Phase II projects.

A general rule of thumb for the cost of construction services is 10-12% of the construction costs, while, historically, staff have used 10% for budgetary purposes. The amount depends upon the project's size, complexity, and scope. Hutchison's scope of work is 9.1% of construction costs (\$18,247,000).

The Fox Creek Road Bridge replacement will increase the safety and capacity of Fox Creek Road and provide multi-modal access to cross the Union Pacific Railroad. This project is within the Hamilton/Fox Creek corridor, which provides east-west mobility for the community. The new roadway will consist of two lanes in each direction with a bi-directional center turn lane, totaling five travel lanes. The City will replace the bridge (which will have the same cross-section as the rest of the roadway) and install traffic signals at the intersections of Fox Creek Road at Danbury Drive and Fox Creek Road at Beich Road. In addition, the City will construct a 10-foot-wide multi-use trail north of the roadway, connecting the existing trail east and west of the project limits, as well as a sidewalk south of the roadway. These improvements will provide a road design similar to the roadway east and west of the project area. More information about the project is available on the City website at: <https://www.bloomingtonil.gov/departments/engineering/project-updates/fox-creek-road-bridge-improvements>

This agenda item covers Construction Engineering Services for the Fox Creek Road and Bridge project. Separate agenda items are included for the construction and the project management and administration services of the project.

**Community Groups/Interested Persons Contacted:** On March 17, 2025, a legal notice was published in *The Pantagraph* newspaper and on the City's Procurement Portal, *OpenGov*, requesting a statement of qualifications.

**Financial Impact:** If approved, the City will commit MFT funding to pay for the construction engineering of the Fox Creek Road & Bridge project. Once approved by the City and IDOT, the MFT Resolution will allow the City to use State MFT funds in the amount of \$1,614,949 for the Fox Creek Road & Bridge Improvements. This project is included in the FY 2026 Budget. Stakeholders can locate this in the FY 2026 Budget Book titled "Other Funds & Capital Improvement" on pages 8, 227, 232, 234, and 235. A budget amendment will be presented to City Council for consideration when the construction observation and construction project contracts are presented at a future City Council Meeting.

**Attachments:**

1. IDOT Resolution
2. Project Map



Resolution for Improvement Under the Illinois Highway Code

Is this project a bondable capital improvement?
[X] Yes [ ] No

Resolution Type: Original, Resolution Number, Section Number: 06-00337-00-BR

BE IT RESOLVED, by the Council of the City of Bloomington, Illinois that the following described street(s)/road(s)/structure be improved under the Illinois Highway Code. Work shall be done by Contract

For Roadway/Street Improvements:

Table with 5 columns: Name of Street(s)/Road(s), Length (miles), Route, From, To. Row 1: Fox Creek Road, 0.47, FAU 6429, Savanna Road, Beich Road

For Structures:

Table with 5 columns: Name of Street(s)/Road(s), Existing Structure No., Route, Location, Feature Crossed. Row 1: Fox Creek Road, 057-3420, FAU 6429, Station 139+93.48, UPRR

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of Phase III Construction Engineering Services as provided by Hutchison, Inc. for efforts regarding providing staff to oversee construction quality, adherence to IDOT and UPRR standards, and contract compliance.

2. That there is hereby appropriated the sum of one million six hundred fourteen thousand nine hundred forty nine and 00/100 Dollars (\$1,614,949.00) for the improvement of said section from the Local Public Agency's allotment of Motor Fuel Tax funds.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I, Leslie Yocum, Clerk in and for said City of Bloomington

of Bloomington in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by

Council of Bloomington at a meeting held on January 26, 2026

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this day of Month, Year

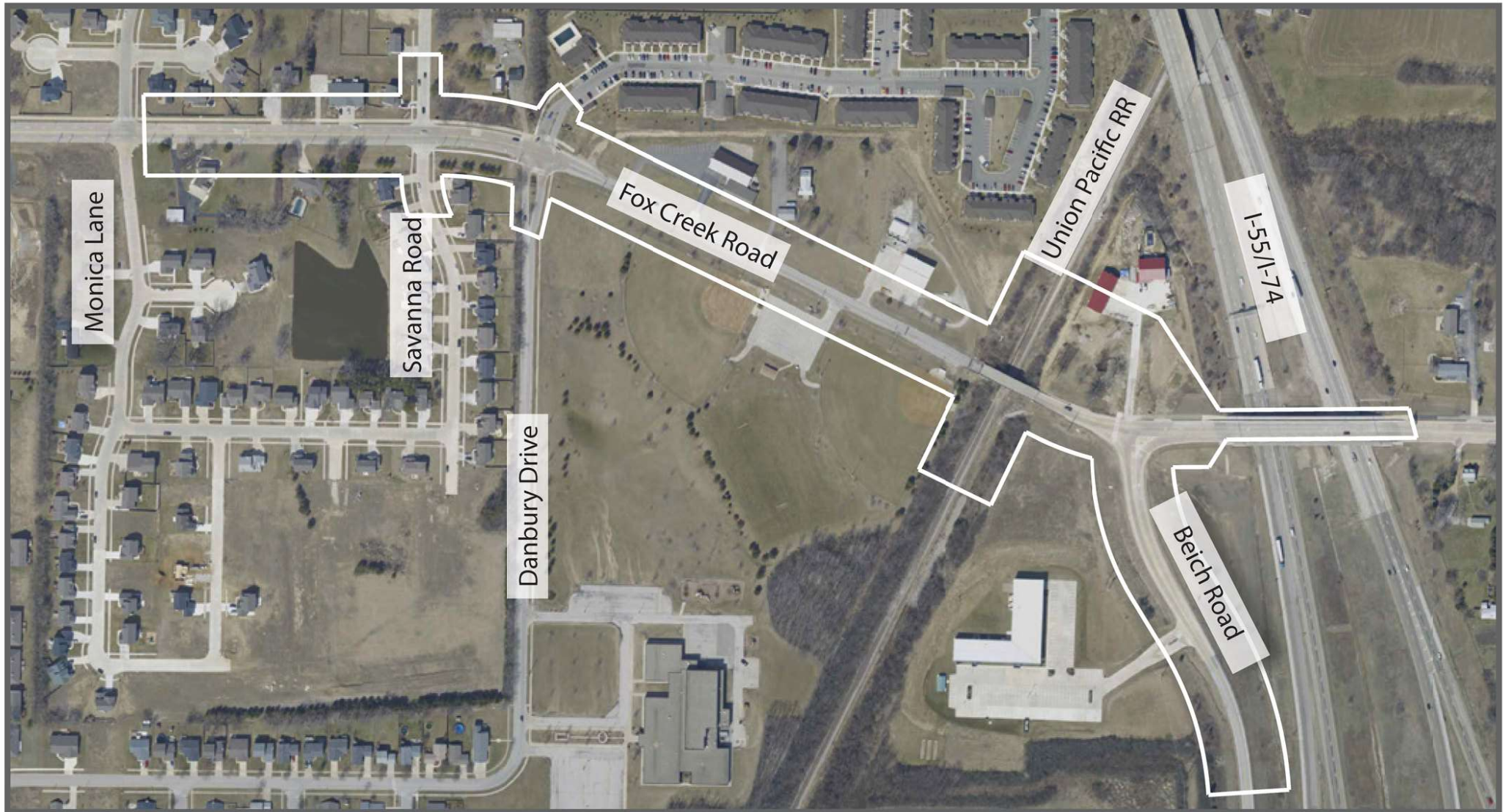
(SEAL, if required by the LPA)


Clerk Signature & Date box

Approved

Regional Engineer Signature & Date Department of Transportation box

# Fox Creek Road & Bridge Improvements





**Consent Agenda**  
**Item No. 7.H.**

**For City Council:** January 26, 2026

**Ward Impacted:** Ward 2

**Subject:** Consideration and Action on an Illinois Department of Transportation (IDOT) Resolution for Improvement Under the Illinois Highway Code for the Fox Creek Road & Bridge Improvements for Motor Fuel Tax (MFT) Funds, in the Amount of \$18,247,000, as requested by the Engineering Department.

**Recommended Motion:** The proposed Resolution be approved.

**Strategic Plan:**

**Goal 2.** Upgrade City Infrastructure and Facilities to Grow the Local Economy

**Objective 2a.** Better quality roads and sidewalks

**Goal 5.** Great Place - Livable, Sustainable City

**Objective 5a.** Well-planned City with necessary services and infrastructure

**Background:** If approved, the City will commit state Motor Fuel Tax ("MFT") funding to pay for construction of the Fox Creek Road & Bridge project. The Illinois Department of Transportation ("IDOT") requires MFT funds to be committed to the project before contracts or agreements for construction, construction engineering services, or project management services can be brought before Council for approval. Following IDOT's approval of the resolutions, the Fox Creek Road & Bridge project contracts or agreements for construction, construction engineering services, and engineering project management will be brought to Council for consideration.

The project was advertised by the City to solicit competitive bids. Bids were received until 9:00 AM on Friday, January 9, 2026, electronically via the City's e-Procurement Portal, *OpenGov*. One responsible bidder submitted bids on January 9th.

The Fox Creek Road Bridge replacement will increase the safety and capacity of Fox Creek Road and provide multi-modal access to cross the Union Pacific Railroad. This project is within the Hamilton/Fox Creek corridor, which provides east-west mobility for the community. The new roadway will consist of two lanes in each direction with a bidirectional center turn lane, totaling five travel lanes. The City will replace the bridge (which will have the same cross-section as the rest of the roadway) and install traffic signals at the intersections of Fox Creek Road at Danbury Drive and Fox Creek Road at Beich Road. In addition, the City will construct a 10-foot-wide multi-use trail north of the roadway, connecting the existing trail east and west of the project limits, as well as a sidewalk south of the roadway. These improvements will provide a road design similar to the roadway east and west of the project area. More information about the project is available on the City website at:

<https://www.bloomingtonil.gov/departments/engineering/project-updates/fox-creek-road-bridge-improvements>

The project includes Grade Crossing Protection Funds ("GCPF"), which are a reimbursement for work completed once IDOT has approved each invoice. The City is required to encumber the entire cost of the project up front, with reimbursement provided later.

This agenda item covers the construction of the Fox Creek Road and Bridge project. Separate agenda items are included for the construction engineering services and the engineering project management for the project.

**Community Groups/Interested Persons Contacted:** The Request for Bids was released through the City's *OpenGov* portal and advertised in *The Pantagraph* on November 4, 2025.

**Financial Impact:** If approved, the City will commit MFT funding to pay for the construction of the Fox Creek Road & Bridge project. Once approved by the City and IDOT, the MFT Resolution will allow the City to use State MFT funds in the amount of \$18,247,000 for the Fox Creek Road & Bridge Improvements. This project is included in the FY 2026 Budget. Stakeholders can locate this in the FY 2026 Budget Book titled "Other Funds & Capital Improvement" on pages 8, 227, 232, 234, and 235. A budget amendment will be presented to the City Council for consideration when the construction observation and construction project contracts are presented at a future City Council Meeting.

**Attachments:**

1. IDOT Resolution
2. Project Map



Resolution for Improvement Under the Illinois Highway Code

Is this project a bondable capital improvement?
[X] Yes [ ] No

Resolution Type: Original, Resolution Number, Section Number: 06-00337-00-BR

BE IT RESOLVED, by the Council of the City of Bloomington, Illinois that the following described street(s)/road(s)/structure be improved under the Illinois Highway Code. Work shall be done by Contract.

Name of Local Public Agency: Bloomington, Contract or Day Labor: Contract

For Roadway/Street Improvements:

Table with 5 columns: Name of Street(s)/Road(s), Length (miles), Route, From, To. Row 1: Fox Creek Road, 0.47, FAU 6429, Savanna Road, Beich Road

For Structures:

Table with 5 columns: Name of Street(s)/Road(s), Existing Structure No., Route, Location, Feature Crossed. Row 1: Fox Creek Road, 057-3420, FAU 6429, Station 139+93.48, UPRR

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of construction of the new Fox Creek Road Bridge and related improvements

2. That there is hereby appropriated the sum of eighteen million two hundred forty seven thousand and 00/100 Dollars (\$18,247,000.00) for the improvement of said section from the Local Public Agency's allotment of Motor Fuel Tax funds.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I, [Name of Clerk], [City] Clerk in and for said [City]

of Bloomington in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by

Council of Bloomington at a meeting held on January 26, 2026

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this [Day] day of [Month, Year]

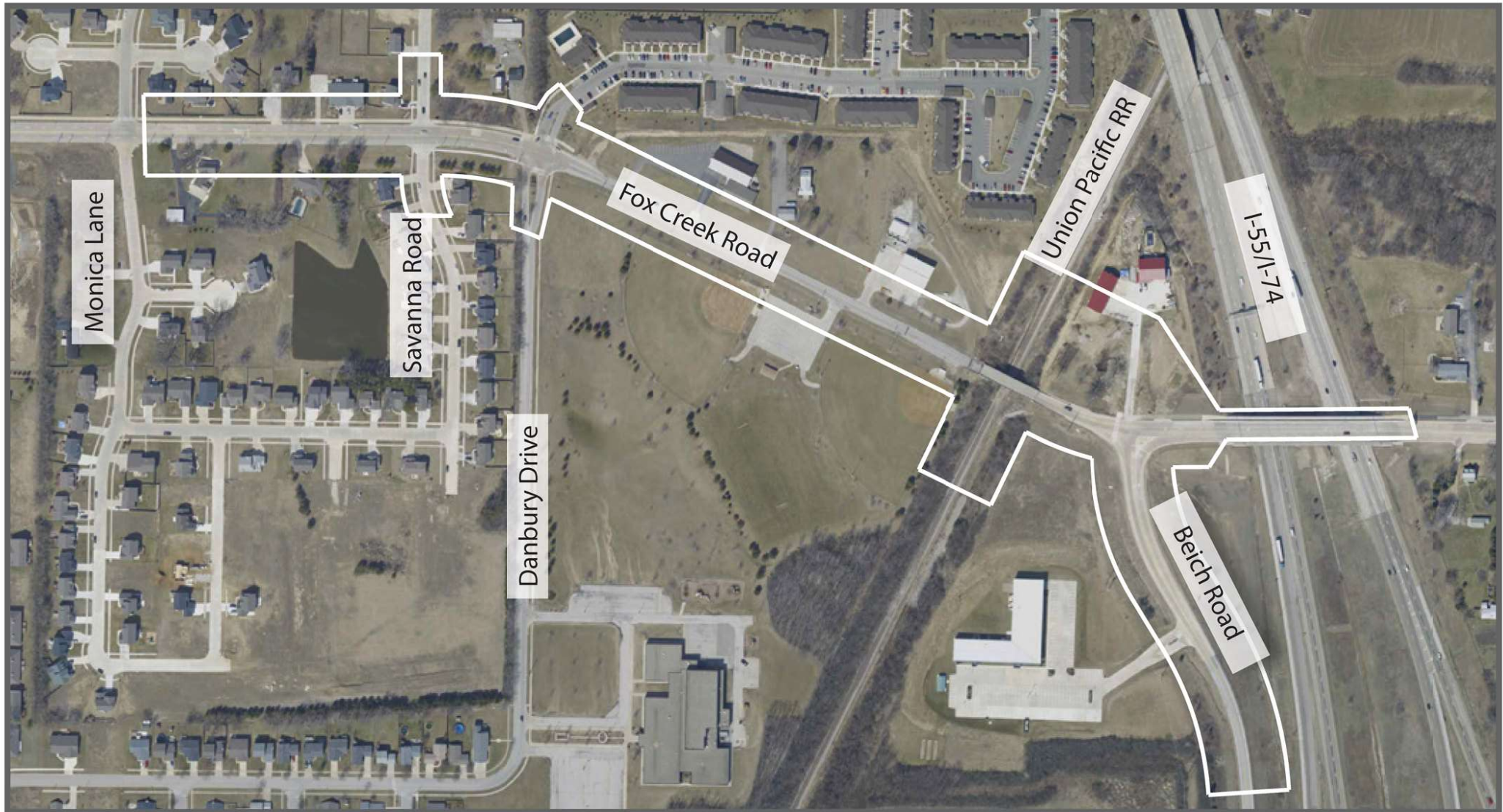
(SEAL, if required by the LPA)


Clerk Signature & Date

Approved

Regional Engineer Signature & Date Department of Transportation

# Fox Creek Road & Bridge Improvements





**Consent Agenda  
Item No. 7.I.**

**For City Council:** January 26, 2026

**Ward Impacted:** Ward 2

**Subject:** Consideration and Action on an Illinois Department of Transportation (IDOT) Resolution for Improvement Under the Illinois Highway Code for the Fox Creek Road & Bridge Improvements for Motor Fuel Tax (MFT) Funds, in an Amount Not to Exceed of \$250,719, as requested by the Engineering Department.

**Recommended Motion:** The proposed Resolution be approved.

**Strategic Plan:**

**Goal 2.** Upgrade City Infrastructure and Facilities to Grow the Local Economy

**Objective 2a.** Better quality roads and sidewalks

**Goal 5.** Great Place - Livable, Sustainable City

**Objective 5a.** Well-planned City with necessary services and infrastructure

**Background:** If approved, the City will commit state Motor Fuel Tax ("MFT") funding to pay for project management for the Fox Creek Road & Bridge project. The Illinois Department of Transportation ("IDOT") requires MFT funds to be committed to the project before contracts or agreements for construction, construction engineering services, or project management services can be brought before Council for approval. Following IDOT's approval of the resolutions, the Fox Creek Road & Bridge project contracts or agreements for construction, construction engineering services, and engineering project management will be brought to Council for consideration.

Through the agreement, to be considered at a future council meeting, Fehr Graham would provide Project Management and Administration Services for the project. For the past 2 years, Fehr Graham has been serving as the City's project manager, leading the efforts to complete design development and prepare the project for construction. Given the multiple Engineering-led, large-scale projects currently under construction and in development, the Engineering staff do not have the ability to perform the project management duties for this project. The Fehr Graham staff member who has been leading the effort will continue in the role. This will provide continuity for the project and help ensure construction is completed effectively and efficiently.

In 2023, the Department initiated the drafting of a Request for Statement of Qualifications ("RFQ") in compliance with IDOT Local Roads guidelines for On-Call Professional Engineering Services. The RFQ was published in *The Pantagraph* and posted on the City's Procurement Portal, OpenGov, inviting prospective firms to participate. The City selected Fehr Graham as the firm to provide the on-call services. The projects assigned to Fehr Graham included project management services for the Fox Creek Road and Bridge Project. Engineering staff, through coordination with the Legal Department, requested Fehr Graham provide the services using

the IDOT-approved procurement method that allows the City to secure services from a firm whom the City already has an existing relationship and that has provided successful services in the past.

A general rule of thumb for the cost of construction services is 10-12% of the construction costs, while, historically, staff have used 10% for budgetary purposes. The amount depends upon the project's size, complexity, and scope. Fehr Graham's scope of work, along with the separate Construction Engineering Services item's scope of work (\$1,617,572), is 10.5% of the construction costs (\$18,247,000).

The Fox Creek Road Bridge replacement will increase the safety and capacity of Fox Creek Road and provide multi-modal access to cross the Union Pacific Railroad. This project is within the Hamilton/Fox Creek corridor, which provides east-west mobility for the community. The new roadway will consist of two lanes in each direction with a bi-directional center turn lane, totaling five travel lanes. The City will replace the bridge (which will have the same cross-section as the rest of the roadway) and install traffic signals at the intersections of Fox Creek Road at Danbury Drive and Fox Creek Road at Beich Road. In addition, the City will construct a 10-foot-wide multi-use trail north of the roadway, connecting the existing trail east and west of the project limits, as well as a sidewalk south of the roadway. These improvements will provide a road design similar to the roadway east and west of the project area. More information about the project is available on the City website at: <https://www.bloomingtonil.gov/departments/engineering/project-updates/fox-creek-road-bridge-improvements>

This agenda item covers Project Management and Administration Services for the Fox Creek Road and Bridge project. Separate agenda items are included for construction engineering services and the construction of the project.

**Community Groups/Interested Persons Contacted:** N/A

**Financial Impact:** If approved, the City will commit Motor Fuel Tax funding to pay for the project management of the Fox Creek Road & Bridge project. Once approved by the City and IDOT, the MFT Resolution will allow the City to use State MFT funds in the amount of \$250,719 for the Fox Creek Road & Bridge Improvements. This project is included in the FY 2026 Budget. Stakeholders can locate this in the FY 2026 Budget Book titled "Other Funds & Capital Improvement" on pages 8, 227, 232, 234, and 235. A budget amendment will be presented to the City Council for consideration when the construction observation and construction project contracts are presented at a future City Council Meeting.

**Attachments:**

1. IDOT Resolution
2. Project Map



Resolution for Improvement Under the Illinois Highway Code

Is this project a bondable capital improvement?
[X] Yes [ ] No

Resolution Type: Original, Resolution Number, Section Number: 06-00337-00-BR

BE IT RESOLVED, by the Council of the City of Bloomington, Illinois that the following described street(s)/road(s)/structure be improved under the Illinois Highway Code. Work shall be done by Contract

For Roadway/Street Improvements:

Table with 5 columns: Name of Street(s)/Road(s), Length (miles), Route, From, To. Row 1: Fox Creek Road, 0.47, FAU 6429, Savanna Road, Beich Road

For Structures:

Table with 5 columns: Name of Street(s)/Road(s), Existing Structure No., Route, Location, Feature Crossed. Row 1: Fox Creek Road, 057-3420, FAU 6429, Station 139+93.48, UPRR

BE IT FURTHER RESOLVED,

1. That the proposed improvement shall consist of

Project Management and Administration Engineering Services as provided by Fehr Graham for efforts regarding providing staff to serve as the City's Project Manager and point of contact for the project during construction.

2. That there is hereby appropriated the sum of two hundred fifty thousand seven hundred nineteen and 00/100 Dollars (\$250,719.00) for the improvement of said section from the Local Public Agency's allotment of Motor Fuel Tax funds.

BE IT FURTHER RESOLVED, that the Clerk is hereby directed to transmit four (4) certified originals of this resolution to the district office of the Department of Transportation.

I, Leslie Yocum, Clerk in and for said City of Bloomington

of Bloomington in the State aforesaid, and keeper of the records and files thereof, as provided by statute, do hereby certify the foregoing to be a true, perfect and complete original of a resolution adopted by

Council of Bloomington at a meeting held on January 26, 2026

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this day of Month, Year

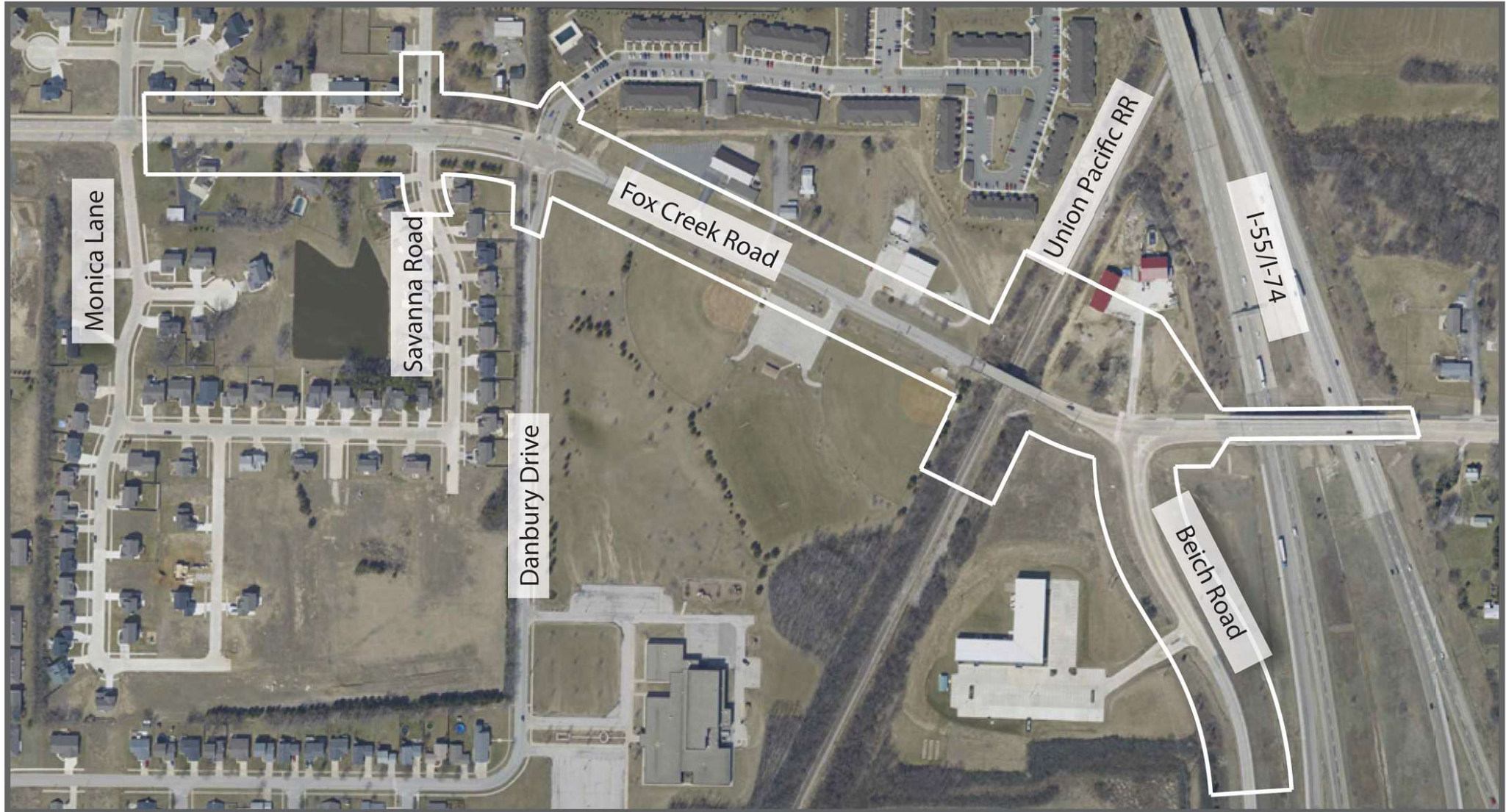
(SEAL, if required by the LPA)


Clerk Signature & Date

Approved

Regional Engineer Signature & Date Department of Transportation

# Fox Creek Road & Bridge Improvements





**Consent Agenda  
Item No. 7.J.**

**For City Council:** January 26, 2026

**Ward Impacted:** Ward 3

**Subject:** Consideration and Action on an Ordinance Approving an Amended Preliminary Plan for the Fourth Revision to a Portion of Empire Business Park Preliminary Plan, for the Property Generally Located at the Northeast Corner of Trinity Ln. and E. Empire St. (PIN: 15-31-300-020), as requested by the Development Services Department.

**Recommended Motion:** The proposed Ordinance be approved.

**Strategic Plan:**

**Goal 5.** Great Place - Livable, Sustainable City

**Objective 5a.** Well-planned City with necessary services and infrastructure

**Background:** The Applicant seeks approval of an Amended Preliminary Plan for a portion of Empire Business Park, which will be the Fourth Revision of the original Plan, originally approved by Ord. No. 2006-008. By virtue of platting action, the Preliminary Plan is active, and property included in the Plan could be platted today if the proposal was in conformance, but modifications are sought prior to platting to accommodate today's plans and requirements for development. Multiple prior modifications of this Plan have been approved.

This Plan proposes dividing the undeveloped portion of the original Plan into 15 Lots (25-39, inclusive) of a variety of sizes, from 0.88 acres to 6.32 acres (more or less), which are appropriate sizes for the types of uses permissible within the existing B-1 (General Commercial) District and B-2 (Local Commercial) District zoning. It includes:

- Completion of Halls Ferry Road to the south where it connects to Cornelius Drive
- Connection of the eastern and western existing portions of Cornelius Drive
- Development of a new Local Road (Deneen Drive) to access the center of this area directly from East Empire Street
- Completion of Magory Drive by continuing it east until it connects with the new Deneen Drive

All streets are proposed as public streets. These proposed Local Streets align with the City's existing Proposed/Planned Streets data. The original Plan included a waiver that allowed Cornelius Drive to be constructed using a 70-foot-wide right of way (in lieu of the 90-foot width required at that time). This waiver has been carried through prior amendments and will continue as part of the request and approval discussed herein.

On December 3, 2025, the Planning Commission held a public hearing on the request, and voted 7-0 to establish findings of fact that the Preliminary Plan does conform with the standards of the Subdivision Code, Zoning Code, and the Official Comprehensive Plan, and to recommend approval of the request to City Council. Due to a delay in the delivery of some

courtesy notices, an additional public hearing was held on January 14, 2026. Following the receipt of additional testimony, the Planning Commission voted 7-0 to reaffirm their prior decision to establish findings of fact that the Preliminary Plan does conform with the standards of the Subdivision Code, Zoning Code, and the Official Comprehensive Plan, and to recommend approval of the request to Council.

**Community Groups/Interested Persons Contacted:** Notice was published in *The Pantagraph* on November 18, 2025. Courtesy notices were mailed to 130 unique property owners within 500 feet of the subject property. Notice of the additional public hearing was published in *The Pantagraph* on December 16, 2025. On December 17, 2025, courtesy notices were mailed to 130 unique property owners within 500 feet of the subject property for the second hearing.

**Financial Impact:** The Applicant paid all survey costs and legal fees associated with this request. Platting of this currently unplatted parcel may facilitate additional commercial development in the community, increasing City revenue from sales tax and/or increased property values.

**Attachments:**

1. Ordinance
2. Ordinance - Exhibit B - Amended Preliminary Plan
3. Ordinance - Exhibit C - Findings of Fact

**ORDINANCE NO. 2026 - \_\_\_\_\_**

**AN ORDINANCE APPROVING AN AMENDED PRELIMINARY PLAN FOR THE FOURTH REVISION TO A PORTION OF EMPIRE BUSINESS PARK PRELIMINARY PLAN, FOR THE PROPERTY GENERALLY LOCATED AT THE NORTHEAST CORNER OF TRINITY LN. AND E. EMPIRE ST. (PIN: 15-31-300-020)**

**WHEREAS**, there was heretofore filed with the City of Bloomington, McLean County, Illinois, an application for approval of an Amended Preliminary Plan for a portion of the *Empire Business Park* Preliminary Plan (Ord. No. 2006-008), for the property legally described in Exhibit A (“PROPERTY”); and

**WHEREAS**, said application included a Preliminary Plan titled the *Fourth Revision to a Portion of Empire Business Park Preliminary Plan*, prepared by Brent Bazan, Illinois Professional Land Surveyor No. 3715, of the Farnsworth Group, Inc., dated January 13, 2026, and depicted in Exhibit B (“Plan”); and

**WHEREAS**, the Plan is consistent with the planned and installed public infrastructure for the subject area; and

**WHEREAS**, the Planning Commission (“Commission”), after proper notice was given, on December 3, 2025, and January 14, 2026, conducted public hearings on the request for said Plan; and

**WHEREAS**, following said public hearings, the Commission adopted Findings of Fact, attached hereto as Exhibit C (“Findings”), that the proposed Plan does conform with the standards of the Subdivision Code, Zoning Code, and the Official Comprehensive Plan, and voted to recommend that the City Council (“Council”) pass this Ordinance; and

**WHEREAS**, the City Council has the power to adopt this Ordinance, and to approve said Amended Plan.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS:**

**SECTION 1.** The above recitals are incorporated into and made a part of this Ordinance as though fully set forth herein.

**SECTION 2.** The Council hereby adopts the Findings of the Commission and the Plan for the *Fourth Revision to a Portion of Empire Business Park Preliminary Plan*, dated January 13, 2026, for the subject Property, is hereby approved, subject to minor technical corrections and modifications.

**SECTION 3.** Said Plan shall be effective for seven (7) years from the date of this approval, unless a Final Plat is filed and approved for a portion of the Plan, which shall extend the life of any remaining portion of the valid Plan for an additional seven (7) years.

**SECTION 4.** The City Clerk is hereby authorized to publish this Ordinance in pamphlet form as provided by law.

**SECTION 4.** This Ordinance is enacted pursuant to the home rule authority of the City of Bloomington granted by Article VII, Section 6 of the 1970 Illinois Constitution.

**SECTION 5.** This Ordinance shall take effect immediately after its approval and publication as required by law.

**PASSED** this 26th day of January 2026.

**APPROVED** this \_\_\_\_ day of January 2026.

**CITY OF BLOOMINGTON**

**ATTEST**

\_\_\_\_\_  
Dan Brady, Mayor

\_\_\_\_\_  
Leslie Smith-Yocum, City Clerk

## EXHIBIT A

### **Legal Description**

#### **FOURTH REVISION TO A PORTION OF EMPIRE BUSINESS PARK PRELIMINARY PLAN**

All that part of 355.15 Acres off the West Side of Section 31, Township 24 North, Range 3 East of the Third Principal Meridian, McLean County, Illinois, per "Survey of 355.15 Acres off the West Side of Section 31" as shown in Plat Book 12, page 120, in the McLean County Recorder's Office, lying south of and adjacent to the South Lines of Golden Eagle South Subdivision and Golden Eagle South Subdivision First Addition, both in the City of Bloomington, McLean County, Illinois, per plat recorded March 15, 1999 as Document No. 99-7564 in said Recorder's Office and, per plat recorded July 7, 1999 as Document No. 99-21172 in said Recorder's Office, respectively, and lying south and east of the property approved for Cornelius Drive and McGraw Park per City of Bloomington Ordinance 2002-90 approved October 28, 2002, except from the above following:

(1) Right-of-way conveyed to the Illinois Department of Transportation as shown by plat recorded March 24, 1995 as Document No. 95-5258 in the McLean County Recorder's Office, McLean County, Illinois.

(2) A parcel of land conveyed to the City of Bloomington, Illinois, for a portion of Airport Road and Cornelius Drive Right-of-Way per Document No. 2003-40630 recorded on August 12, 2003 in the McLean County Recorder's Office, McLean County, Illinois.

This entire property contains 123.19 acres, more or less. The area to be developed contains approximately 57.82 acres.

**PIN: 15-31-300-020**

## **EXHIBIT B**

# FOURTH REVISION TO A PORTION OF EMPIRE BUSINESS PARK PRELIMINARY PLAN BLOOMINGTON, ILLINOIS



www.f-w.com  
Engineers | Architects | Surveyors | Scientists

#	DATE:	DESCRIPTION:
1	11/21/2025	CITY REVIEW COMMENTS FROM PLANNING AND ENGINEERING
2	12/05/2025	CITY REVIEW COMMENTS FROM ENGINEERING
3	01/13/2026	CITY REVIEW COMMENTS FROM ENGINEERING

**INDEX TO SHEETS**

SHEET NO.	TITLE
1	COVER SHEET
2	SITE OVERVIEW
3	EXISTING INFORMATION
4	PRELIMINARY PLAN - SOUTH
5	PRELIMINARY PLAN - CENTER
6	PRELIMINARY PLAN - NORTH

**PRELIMINARY PLAN  
NOT FOR CONSTRUCTION**

**FOURTH REVISION TO  
A PORTION OF  
EMPIRE BUSINESS  
PARK PRELIMINARY  
PLAN**

Bloomington, Illinois

DATE:	01/13/2026
DESIGNED:	CNF
DRAWN:	AEO
REVIEWED:	CNF
FIELD BOOK NO.:	BMI 3163

**COVER**

PROJECT NUMBER:  
**1**  
OF 6  
PROJECT NO.:

**NOTES:**

- THE FOURTH REVISION TO A PORTION OF EMPIRE BUSINESS PARK PRELIMINARY PLAN SUPERSEDES THE FIRST, SECOND, AND THIRD REVISIONS TO EMPIRE BUSINESS PARK PRELIMINARY PLAN THAT WERE APPROVED BY THE CITY COUNCIL IN 2008 (ORD 2008-30), 2008 (ORD 2008-81), 2013 (ORD 2013-53), AND 2020 (ORD 2020-10) RESPECTIVELY.
- THIS ENTIRE PROPERTY IS CURRENTLY WITHIN THE CORPORATE LIMITS OF THE CITY OF BLOOMINGTON AND CONTAINS 123.19 ACRES. THE REMAINING AREA TO BE DEVELOPED CONTAINS 57.82 ACRES AND IS TO BE SUBDIVIDED.
- ALL LOTS ARE CURRENTLY ZONED B-1 GENERAL HIGHWAY BUSINESS DISTRICT WITH THE EXCEPTION OF B-2 (GENERAL BUSINESS SERVICE DISTRICT) FOR A PORTION OF THE PROPOSED LOT 26 AND LOTS 28 AND 27 CURRENTLY PROPOSED ARE ZONED B-2 (HIGHWAY BUSINESS DISTRICT).
- OUTLOTS 10 AND 11 SHALL CONTAIN "WET-BOTTOM" DETENTION BASINS. BASINS ARE OWNED AND MAINTAINED BY THE DEVELOPMENT GROUP. HOMEOWNERS DISCUSSIONS ARE UNDERWAY WITH CITY STAFF FOR TRANSFER OF OWNERSHIP AND MAINTENANCE.
- ALL STREETS SHALL BE PUBLIC AND SHALL BE DEDICATED TO THE CITY OF BLOOMINGTON. ALL SANITARY SEWERS, STORM SEWERS AND WATER MAINS SHALL BE PLACED IN PUBLIC EASEMENTS OR RIGHT-OF-WAYS AND SHALL BE DEDICATED TO THE CITY OF BLOOMINGTON.
- EXISTING TOPOGRAPHIC DATA IS FROM A FIELD SURVEY BY FARNSWORTH GROUP, INC. COMPLETED ON JUNE, 3RD, 2025.
- NO PORTION OF THIS DEVELOPMENT LIES WITHIN THE SPECIAL FLOOD HAZARD AREA AS SHOWN ON FRM MAP 1711300510 D DATED FEBRUARY 9, 2001.
- THE INTERSECTION OF DENEEN DRIVE AND EMPIRE STREET (IL RT 9) SHALL BE IMPROVED TO MEET THE REQUIREMENTS OF THE ILLINOIS DEPARTMENT OF TRANSPORTATION.
- THE FINAL PAVEMENT CONFIGURATION AND CROSS-SECTION FOR DENEEN DRIVE SHALL BE DETERMINED BY A TRAFFIC IMPACT ANALYSIS, INTERSECTION DESIGN STUDY, AND PAVEMENT DESIGN.
- ADDITIONAL RIGHT-OF-WAY WILL BE DEDICATED FOR DENEEN DRIVE AT THE INTERSECTION OF IL RT 9 TO ALLOW FOR FUTURE IMPROVEMENTS REQUIRED TO MEET THE ILLINOIS DEPARTMENT OF TRANSPORTATION REQUIREMENTS FROM AN ESTABLISHED TRAFFIC IMPACT ANALYSIS, INTERSECTION DESIGN STUDY AND PAVEMENT DESIGN.
- PUBLIC SIDEWALK SHALL BE INSTALLED ON BOTH SIDES OF MADORY DRIVE AND ON BOTH SIDES OF DENEEN DRIVE AS DEVELOPMENT PROGRESSES. PUBLIC SIDEWALK SHALL BE INSTALLED ON THE NORTH SIDE OF EMPIRE STREET (IL RT 9) FROM THE WEST PROPERTY LINE OF LOT 35 TO THE EAST PROPERTY LINE OF LOT 32 AND AS PERMITTED BY THE ILLINOIS DEPARTMENT OF TRANSPORTATION. PEDESTRIAN ACCOMMODATIONS COMPLIANT WITH ALL APPLICABLE STANDARDS SHALL BE PROVIDED AT INTERSECTIONS AS REQUIRED BY THE ILLINOIS DEPARTMENT OF TRANSPORTATION. SIDEWALK SHALL BE A MINIMUM OF FIVE FEET WIDE AND AT LEAST SIX INCHES THICK OF PORTLAND CEMENT CONCRETE.
- CITY OF BLOOMINGTON WILL BE RESPONSIBLE FOR 9-FIT WIDTH OVERSIZING OF CORNELLUS DRIVE THROUGH THE DENEEN INTERSECTION.
- CITY OF BLOOMINGTON WILL REIMBURSE FOR 3-FIT WIDTH FOR BIKE TRAIL ALONG CORNELLUS.
- FINAL EASEMENT LOCATIONS AND WIDTHS WILL BE DETERMINED WITH CONSTRUCTION PLANS AND FINAL PLATTING.
- PAVEMENT STRUCTURE WILL BE DETERMINED WITH CONSTRUCTION PLANS PER THE MANUAL OF PRACTICE AND APPROVAL OF THE CITY ENGINEER.
- INTERSECTION SIGHT TRIANGLES WILL BE DETERMINED WITH CONSTRUCTION PLANS AND MINOR LOT MODIFICATIONS MADE AT FINAL PLATTING, IF REQUIRED.

RECOMMENDATION OF PRELIMINARY PLAN APPROVAL BY THE PLANNING COMMISSION OF BLOOMINGTON, ILLINOIS:

Notice is hereby given that this Fourth Revision to a Portion of the Preliminary Plan of the Empire Business Park shown herein is recommended by the Planning Commission of Bloomington, Illinois, for City Council approval with the modifications contained in Appendix A (if any), which is attached hereto.

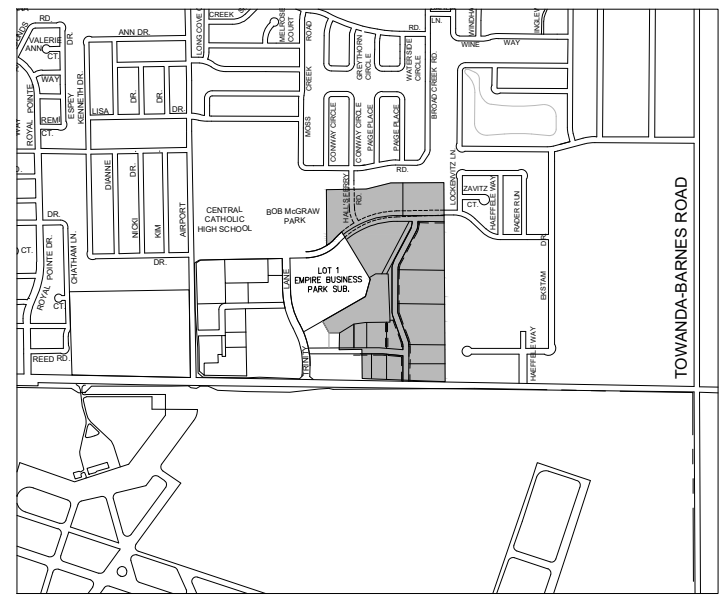
The Planning Commission of Bloomington, Illinois  
Date: \_\_\_\_\_, 2026  
By: \_\_\_\_\_  
Chairman  
By: \_\_\_\_\_  
Planning Commission Staff Liaison

NOTICE OF APPROVAL OF PRELIMINARY PLAN BY THE CITY COUNCIL OF BLOOMINGTON, ILLINOIS:

The Fourth Revision to a Portion of the Preliminary Plan of the Empire Business Park shown herein has received approval by the City Council of Bloomington, Illinois, subject to the modifications contained in Appendix A which is attached hereto.

The City Council of Bloomington, Illinois  
Date: \_\_\_\_\_, 2026  
By: \_\_\_\_\_  
Mayor

Attest:  
City Clerk



**LOCATION MAP**



**BENCHMARK:**

- TOP OF OPERATING NUT OF FIRE HYDRANT WEST SIDE AIRPORT ROAD 35' NORTH OF NORTH CEMETERY ENTRANCE U.S.G.S. ELEV.=842.48
- SQUARE CUT IN CENTER TOP OF CONC. HEADWALL NORTH SIDE IL. RTE. 9 8'x8' BOX CULVERT U.S.G.S. ELEV.=840.51



DATE: 01/13/2026  
EXP: 11/30/2027

**WAIVERS:**

- Cornelius Drive has been and will continue to be constructed in a 70' right-of-way in lieu of 90' right-of-way. (This waiver approved by previous agreement.)

**LEGAL DESCRIPTION:**

All that part of 355.15 Acres off the West Side of Section 31, Township 24 North, Range 3 East of the Third Principal Meridian, McLean County, Illinois, per "Survey of 355.15 Acres off the West Side of Section 31" as shown in Plat Book 12, page 120, in the McLean County Recorder's Office, lying south and adjacent to the South Line of Golden Eagle South Subdivision and Golden Eagle South Subdivision First Addition, both in the City of Bloomington, McLean County, Illinois, per plat recorded March 15, 1989 as Document No. 99-7564 in said Recorder's Office and, per plat recorded July 1, 1989 as Document No. 99-21172 in said Recorder's Office, respectively, and lying south and east of the property approved for Cornellus Drive and Madory Park per City of Bloomington Ordinance 2002-90 approved October 28, 2002, except from the above following:

- Right-of-way conveyed to the Illinois Department of Transportation as shown by plat recorded March 24, 1995 as Document No. 95-5258 in the McLean County Recorder's Office, McLean County, Illinois.
- A parcel of land conveyed to the City of Bloomington, Illinois, for a portion of Airport Road and Cornellus Drive Right-of-Way per Document No. 2003-40630 recorded on August 12, 2003 in the McLean County Recorder's Office, McLean County, Illinois.

This entire property contains 123.19 acres, more or less. The area to be developed contains approximately 57.82 acres.

**OWNER/DEVELOPER**

FIRST MID AG SERVICES  
DENEEN BROTHERS FARMS, LLC  
P.O. BOX 1607  
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W. 1/2 SEC. 31, T. 24 N., R. 3 E., 3 P.M.

I sealed this Instrument (Empire Business Park) 2026 Monday, January 13, 2026 at 10:00 AM in the presence of Brent A. Bazan, Professional Land Surveyor, and Elizabeth Megj, Professional Engineer. [1/13/2026 10:00 AM]











## EXHIBIT C



## FINDINGS OF FACT AND RECOMMENDATION OF THE CITY OF BLOOMINGTON PLANNING COMMISSION

This is the findings of fact and the recommendation of the City of Bloomington Planning Commission (COMMISSION) concerning a request from the **Deneen Brothers Farms, LLC**, (APPLICANT), in case **PS-02-25**, related to approval of an **Amended Preliminary Plan for the Fourth Revision to a Portion of Empire Business Park** Preliminary Plan, property generally located at the northeast corner of Trinity Ln. and E. Empire St. PIN: 15-31-300-020 (REQUEST).

After proper notice was given, as required by law, the COMMISSION held public hearings on this case on **December 3, 2025, and January 14, 2026**, and hereby report their findings of fact and recommendation as follows:

**ANALYSIS OF STANDARDS** - After considering all the evidence and testimony presented at the hearing, this COMMISSION makes the following analysis of the standards contained in The Code of the City of Bloomington, Illinois, 1960, regarding the recommendation by the COMMISSION as to whether the City Council should grant or deny the REQUEST of the APPLICANT.

### STANDARDS FOR REVIEW FOR PRELIMINARY PLANS, PER CH. 24 (MANUAL OF PRACTICE)

#### *Request for Preliminary Plan (Plat) – Subdivision Principles of Planning*

**A. Adequate vehicular and pedestrian access should be provided to all parcels.**

Direct access to a local public road exists for all proposed lots. Minimum sidewalk requirements are met along both sides of the local roads, with some sidewalks oversized to accommodate Complete Streets components. Proposed changes in the obligation for construction or financing of pedestrian paths will be reflected in any resulting Plats to ensure the agreements and assignments run with the land.

**B. Local street systems should be designed to minimize through-traffic movements.**

While completion of the infrastructure development represented in this Plan will result in completion of the Local Road network—connecting the residential subdivision of Golden Eagle South (to the north) with the State Highway Rt. 9 (to the south)—the offset intersection of Halls Ferry and Deneen Drive, at Cornelius, will reduce “cut-through” traffic to that subdivision. In addition, the infrastructure of the existing residential subdivision does not encourage through-traffic, so using Halls Ferry as a cut-through should be infrequent.

**C. Street patterns should minimize out-of-the-way vehicular traffic.**

The proposed street pattern creates traffic pathways that are as direct as possible, allowing for topography, existing development, and the avoidance of through-traffic incentivization.

**D. Local street systems should be logical and comprehensible, and street names should be simple, consistent, understandable and not duplicative.**

The local street system proposed in this Plan is consistent with the City’s existing “Planned and Proposed” streets data; the layout is logical and will result in the completion of the local network, based upon the existing infrastructure. The proposed street names have been given preliminary approval by Engineering; final approval will be given (or changes required) upon Final Platting.

**E. Local circulation systems and land development patterns should not detract from the efficiency of arterial and collector streets.**

Access for the area of this Plan will be via a single new curb cut from E. Empire Street, as well as the extension of three Local Roads (Halls Ferry, Magory, Cornelius) that currently dead-end but have always been planned to be continued. This should not detract from or disrupt the efficiency of the larger network and will result in improved efficiency of the local network.

**F. Elements in the local circulation system should not have to rely on extensive traffic regulation in order to function efficiently and safely.**

The intersection with E. Empire Street will almost certainly require a stoplight, but the remaining circulation should be effectively managed with “Stop” or “Yield” signs. There are no long or overdesigned straight-aways that would encourage increased speeds or result in driver inattention that would necessitate additional lighting or speed reduction techniques. More minor roads are clearly reduced in their design and intersection approach, so that, even absent a “Yield” sign, the standard rules of the road could be appropriately applied for safe driving.

**G. Traffic generators within residential areas should be considered in the local circulation pattern.**

There are no residential areas within this Plan.

**H. Planning and construction of local streets should clearly indicate their function.**

Refer to standard “F”. The local roads in the proposed Plan are public streets and proposed widths meet the Public Street requirements in the Manual of Practice. Direct access has been provided for each lot. Required sidewalks are provided on both sides of all proposed roads.

**I. The local street system should be designed for a relatively uniform low volume of street traffic.**

The proposed local roads have been designed to safely permit two-way traffic without on-street parking, and they are not wide enough to encourage excessive speeds through overdesign.

**J. Local streets should be designed to discourage excessive speeds.**

Refer to standard “I”.

**K. Pedestrian-vehicular conflict points should be minimized.**

Minimum (or greater) widths of sidewalk have been provided on both sides of all roads within the proposed Plan. Each Lot can be expected to be issued at least one curb cut, but many will not have more than one, based on the proposed lot width. New development will be required to include sidewalks connecting the public sidewalk to the entrances of public buildings.

**L. An optimum amount of space should be devoted to street uses.**

Refer to standards “H” and “F”.

**M. The arrangement of local streets should permit economical and practical patterns, shapes and sizes of development parcels.**

A reasonable and appropriate layout has been provided to meet the needs of the development proposed for the property. This plan proposes to divide the undeveloped portion of the original Plan into 15 Lots (25-39, inclusive) of a variety of sizes from 0.88 acres to 6.32 acres (more or less) which are appropriate sizes for the types of uses currently permitted on this property. Each Lot has at least 100 feet of linear frontage which will allow practical placement of driveways, and the lots are as nearly rectangular as possible given the shape of the existing development area.

**N. Local streets should be related to topography from the standpoint of both economics, drainage and amenities.**

The design for the proposed streets, buried utilities, and grading/drainage allows the use of gravity storm and sanitary sewers, without requiring the construction of a lift station. There is no topography present on the portion of the site to be developed for active use that is significant enough to disrupt line of sight during travel.

**O. Open space areas should be provided, commensurate with the projected population density of the development.**

No Parkland Dedication is required for development associated with this Plan at this time. No Residential zoning is present and plans for implementing residential uses in the existing zoning have not been received.

**P. Major elements of the street system may be used to help define and buffer different land use areas enhancing their identity and cohesiveness.**

N/A. This development consists of a single subset of land uses (commercial) with existing street system stubs already designed and approved for transition from other neighboring uses.

**Q. The street and pedestrian circulation pattern in a new residential subdivision shall be compatible with the Comprehensive Plan of the City of Bloomington.**

N/A. This is a commercial subdivision.

**R. Subdivision layout should optimize the overall length of streets.**

Refer to Standard "M".

**S. Residential areas should be conveniently accessible from arterial and collector streets.**

No residential areas are included in this Plan.

**T. Access points to arterial and collector street facilities should be limited in number, given special design consideration, and, whenever possible, located where other features are not competing for driver attention.**

No arterial streets are within the Plan area. A 5-foot no-access strip has been provided at the rear of the property lines where the lots back onto E. Empire Street, ensuring that driveways will be constructed with local road access only; a single point of access from arterial or collector streets is provided for the development (E. Empire St).

- U. Driveway entrances should be minimized on arterial streets and, whenever possible, on collector streets in residentially zoned areas.**

Refer to Standard "T".

- V. Through-traffic on local residential streets should be avoided where practical.**

Refer to Standard "B".

- W. Lot layout in residential subdivisions should be designed to reduce the incidence of housing on arterial streets.**

N/A.

- X. Public utilities, including water, storm sewer, and sanitary sewer facilities, should be existing or proposed by the developer or the City of Bloomington of a size adequate to serve the proposed subdivision and any other future development they may be required to service.**

Public water and sewer mains have already been installed throughout much of the development and are connected to existing public services just outside of the Plan boundary. Engineering will review and approve the final sizing and layout of any infrastructure obligations remaining as part of the Construction Plan approval process.

- Y. The general land use principles and planning standards should be applied to the subdivision as contained in the Comprehensive Plan of the City of Bloomington.**

The following principles from the "New Commercial Activity Centers" section of the "Future Growth & Land Use Plan" from the City's 2035 Comprehensive Plan are illustrated in the proposed plan:

- Commercial activity centers use strategic locations between residential neighborhoods or other uses. Commercial activity centers feature good transportation access and neighborhood scale commercial hubs for grocery stores, drug stores, retail, and service business to serve the surrounding areas. Activity centers located on or at intersections of high-volume streets may include businesses expected to draw from larger areas or from regional traffic...
- Parking: Shared between businesses...adhere to a maximum number of parking spaces, not the minimum...located to side or rear of the building...divided into smaller parking areas with landscaped islands designed to absorb stormwater
- Connectivity: Internal circulation routes should be public streets...Logical sidewalk connections between buildings and through parking lots...Layout should encourage walking between businesses.
- Multimodal access: Include transit facilities...Ensure sidewalk/bike path connections between buildings on campus and through parking lots to surrounding neighborhoods and commercial areas.

- Z. Cul-de-sac streets shall be limited in number to encourage more equal utilization of local streets.**

The proposed Plan does not include the use of cul-de-sac streets.

**AA. More than one entrance to a subdivision shall be required where feasible.**

The proposed Plan shows four entrances into the subdivision: Cornelius from the east and from the west; extending Magory Drive eastward, and a new access from E. Empire Street via Deneen Drive.

**BB. Interconnection of adjoining residential subdivisions shall be required where feasible.**

Refer to Standard "F".

*Request for Preliminary Plan (Plat) – Layout and Design Requirements*

**A. Subdivisions shall consist solely and exclusively of lots of record, outlots, easements, public right-of-way and public improvements.**

The proposed Plan consists of 15 Lots (25-39, inclusive) of a variety of sizes from 0.88 acres to 6.32 acres (more or less). Two existing Outlots are incorporated into the Plan, to allow appropriate evaluation of infrastructure considerations, but are not proposed for alteration or amendment via this revision. Utility and drainage easements, ingress/egress easements, public streets, and public improvements including sidewalks are also present in this plan.

**B. All proposed lots of record shall front on and have access to a public street or roadway. Flag lots are not permitted in R1 and R2 Zoning Districts.**

Direct access to a local road has been provided for all Lots of Record created by the Plan.

**C. All proposed lots of record shall meet or exceed the lot size, dimension and area requirements of any applicable zoning regulations of the City of Bloomington and, when applicable, the County of McLean.**

Neither the B-1 District nor B-2 District have minimum lot size requirements in the Zoning Code, but all proposed Lots are of a reasonable size that can be expected to accommodate building, circulation, and infrastructure needs.

**D. Outlots may not be used for buildings or parking lots.**

Both Outlots shown on the proposed Plan are existing and are developed as stormwater management facilities.

**E. Rear, side, and front yard easements shall be dedicated to the City for use by the City and private utility companies (for gas, electricity, Cable TV, water, storm sewer, sanitary sewer, etc.) as provided herein.**

The property reserved for easements is sufficient. Ten- (10-) to 20-foot utility easements run along the sides and rear of each proposed Lot. Additional drainage and utility easements are located outside the public right-of-way to allow the placement of utilities outside of the paved area of the frontage. During Final Platting, additional easements may need to be added over drainage pathways, but the current level of detail is sufficient to identify the need and approximate location.

**F. Where residential lots are platted abutting an arterial major street, the “back-up” treatment should be used and a “no-access” strip depicted on those lots adjacent to the arterial street.**

N/A. This is a commercial subdivision. However, a “No Access” strip has been provided at the rear of the properties where the lots back onto E. Empire Street.

**G. Boundaries of the subdivision shall be drawn to meet or exceed the required standards.**

The boundaries of the proposed Preliminary Plan include “all contiguous property in common ownership or unified control,” as required per § 24-402B of the City Code. The Plan includes sufficient information on the adjacent properties to place the Plan in the context of other development and infrastructure improvements in the area, and to meet the requirements of the Manual of Practice 1.05A(2)(b)(iv).

**H. In general, lots shall be as nearly rectangular in shape as practicable.**

Lots of Record are generally rectangular. Lots at the corners where the streets meet (not hard 90° angles) or adjacent to existing detention basin OutLots are as rectangular in shape as practicable but include some curvature along the lot lines adjacent to the street or Outlot.

**After considering all the evidence and testimony presented, this COMMISSION finds that the REQUEST does conform with the standards of the Subdivision Code, Zoning Code, and the Official Comprehensive Plan.**

**Therefore, this COMMISSION recommends that the REQUEST for amending the Preliminary Plan described above be granted by the Bloomington City Council.**


**ROLL CALL VOTE: 7-0**

**AYES:** Prior; Cullen; Beyer; Mosley; Muehle; Sochotsky; Peradotti


**NAYS:** None

**ABSTENTIONS:** None

Respectfully submitted by the City of Bloomington Planning Commission.

  
\_\_\_\_\_  
Bill Peradotti, Chair

1/15/2026 | 8:34 AM CST  
\_\_\_\_\_  
Date



**Consent Agenda**  
**Item No. 7.K.**

**For City Council:** January 26, 2026

**Ward Impacted:** Ward 2

**Subject:** Consideration and Action on an Ordinance Approving a Zoning Map Amendment for the Property Commonly Known as 2805 Beich Road, from the R-1H (Single-Family Manufactured Home Residence) District to the R-3A (Multiple-Family Residence) District (PIN 21-19-326-010), as requested by the Development Services Department.

**Recommended Motion:** The proposed Ordinance be approved.

**Strategic Plan:**

**Goal 4.** Strong Neighborhoods

**Objective 4f.** Residents increasingly sharing/taking responsibility for their homes and neighborhoods

**Goal 5.** Great Place - Livable, Sustainable City

**Objective 5a.** Well-planned City with necessary services and infrastructure

**Background:** The Applicant is requesting approval of a Zoning Map Amendment for the subject property from the R-1H (Single-Family Manufactured Home Residence) District to the R-3A (Multiple-Family Residence) District. According to aerial photos, the property was used for agriculture through the 1990s and has remained inactive and undeveloped since. The property is approximately 15 acres located between the Union Pacific Railroad and Beich Road, south of the I-55 / I-74 interchange at the southwest edge of the city. Vehicle access would be via a new curb cut along Beich Road. The property was brought into the City as R-4 in 1999 as part of a larger annexation. In 2004, it was rezoned to R-1H (Ord No. 2004-03). Neighboring properties are zoned for residential or public uses. Access to public roads and bicycle networks, public water, sanitary, and storm sewer is existing or nearby. The Applicant wants to change the zoning of the property to expand the structure types available to facilitate development of the site with “Single-Family Detached” and “Single-Family Attached” housing for platted, single-family ownership.

On January 14, 2026, the Planning Commission held a public hearing on the request. The Commission voted 7-0 in favor of adopting findings of fact that the request was in the public interest and not solely for the benefit of the applicant, and recommended approval of the request to the City Council.

**Community Groups/Interested Persons Contacted:** The application was filed in conformance with applicable procedural and public notice requirements. Notice was published in *The Pantagraph* on Friday, December 12, 2025. Courtesy notices were mailed on the same date to 50 property owners within 500 feet of the property.

**Financial Impact:** N/A

**Attachments:**

1. Ordinance
2. Ordinance Exhibit B - Findings of Fact

**ORDINANCE NO. 2026 - \_\_\_\_\_**

**AN ORDINANCE APPROVING A ZONING MAP AMENDMENT FOR THE PROPERTY COMMONLY KNOWN AS 2805 BEICH ROAD, FROM THE R-1H (SINGLE-FAMILY MANUFACTURED HOME RESIDENCE) DISTRICT TO THE R-3A (MULTIPLE-FAMILY RESIDENCE) DISTRICT (PIN: 21-19-326-010)**

**WHEREAS**, there was heretofore filed with the City of Bloomington, McLean County, Illinois, an application requesting a Zoning Map Amendment from the R-1H (Single-Family Manufactured Home Residence) District to the R-3A (Multiple-Family Residence) District for the property commonly known as 2805 Beich Road, legally described in Exhibit A (“Property”); and

**WHEREAS**, the Planning Commission (“Commission”), after proper notice was given, conducted a public hearing on said Zoning Map Amendment on January 14, 2026; and

**WHEREAS**, the Commission, following said public hearing, made Findings of Fact, attached as Exhibit B (“Findings”) that such Zoning Map Amendment is in the public interest and not solely for the benefit of the applicant, as required by § 44-1706; and

**WHEREAS**, the Commission voted to recommend that City Council pass this Ordinance; and

**WHEREAS**, the City Council of the City of Bloomington has the power to adopt this Ordinance and approve the requested Zoning Map Amendment.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS:**

**SECTION 1.** The above recitals are incorporated herein by this reference as if stated in full.

**SECTION 2.** The Council hereby adopts the Findings of the Commission, and the Zoning Map Amendment to the R-3A (Multiple-Family Residence) District for the property commonly known as 2805 Beich Road is approved.

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

**SECTION 4.** This Ordinance is enacted pursuant to the home rule authority of the City of Bloomington granted by Article VII, Section 6 of the 1970 Illinois Constitution.

**SECTION 5.** This Ordinance shall take effect immediately after its approval and publication as required by law.

**PASSED** this 26th day of January 2026.

**APPROVED** this \_\_\_\_ day of January 2026.

**CITY OF BLOOMINGTON**

**ATTEST**

---

Dan Brady, Mayor

---

Leslie Smith-Yocum, City Clerk

## **EXHIBIT A**

### **Legal Description**

LOT 2 IN PRAIRIE PLACE NORTH SUBDIVISION, CITY OF BLOOMINGTON, ACCORDING TO THE PLAT RECORDED OCTOBER 6, 2008 AS DOCUMENT NO. 2008-26577, SITUATED IN THE COUNTY OF MCLEAN, IN THE STATE OF ILLINOIS.

**Address:** 2805 Beich Road

**PIN:** 21-19-326-010



## FINDINGS OF FACT AND RECOMMENDATION OF THE CITY OF BLOOMINGTON PLANNING COMMISSION

This is the findings of fact and the recommendation of the City of Bloomington Planning Commission (COMMISSION) concerning a request from the **Beich III, LLC**, (APPLICANT), in **case Z-01-26**, related to approval of a **Zoning Map Amendment** from R-1H (Single-Family Manufactured Home Residence) District **to R-3A (Multiple-Family Residence) District**, for the property commonly known as 2805 Beich Road, PIN: 21-19-326-010 (REQUEST).

After proper notice was given, as required by law, the COMMISSION held a public hearing(s) on this case on **January 14, 2026**, and hereby report their findings of fact and recommendation as follows:

**ANALYSIS OF STANDARDS** - After considering all the evidence and testimony presented at the hearing, this COMMISSION makes the following analysis of the standards contained in The Code of the City of Bloomington, Illinois, 1960, regarding the recommendation by the COMMISSION as to whether the City Council should grant or deny the REQUEST of the APPLICANT.

### STANDARDS FOR REVIEW OF ZONING MAP AMENDMENTS, PER CH. 44 OF THE CITY CODE

#### 1. The suitability of the subject property for uses authorized by the existing zoning.

The existing R-1H zoning may be restrictive, permitting only single-family homes, manufactured homes, and agency-supervised homes by right, and allowing two-family homes and group homes for parolees only as special uses. The argument that elimination of one of the permitted uses (Manufactured Homes) due to market conditions makes the current zoning inappropriate is a stretch. However, staff also finds that the District itself indicates an outdated view of how structure and use are related. The financial feasibility of constructing detached single-family homes on the lots required by the R-1H District – which are the same as those required in the R-1C District – is also low, since the permission has existed for more than 20 years without implementation. It is likely that the unique ownership structure of the property to the south has made development of this particular property less desirable for platted, detached single-family homes of the same character as the existing neighborhood to the north.

#### 2. The length of time the property has remained vacant as zoned considered in the context of land development in the area.

The property has never been developed; it was farmed into the 1990s. Lands to the north, south, and far south had begun to develop into residences by 2005. Lands further north were developed as residential and industrial by 2018, with additional expansion of the industrial development in recent years. Lands along the west side of the railroad have been developing residentially.

There are only two other properties zoned R-1H in the city; Prairie Place PUD, at Beich Road & Geranium Avenue, and along Geneva Court (southeast of the intersection of Hamilton Rd. and S. Main St.) Only ten other properties zoned R-4 (Manufactured Home Park) District currently exist. This may indicate a lack of market demand for these housing types, or a complexity in the ownership structure that makes them more complicated to produce; this may account for the property's long vacancy.

#### 3. The suitability of the subject property for uses authorized by the proposed zoning.

The subject property would be appropriate for most uses permitted in the proposed R-3A District

due to existing accessibility to public road and bicycle networks, availability of public water, and proximity of sanitary sewer and storm sewer that could be extended to the property.

**4. The existing land uses and zoning of nearby property.**

The property is directly bounded by residentially-zoned property to the north and south that has all been developed with platted single-family homes (north) and un-platted single-family homes (AKA a Mobile Home Park) to the south. Other neighboring land uses do not directly interact due to the significance of the transportation corridors surrounding the Beich Road peninsula. Land to the far west has been developed with a mix of single-family and two-family homes, while land at the north end of Beich Road has been developed with a large Multiple-Family dwelling complex.

**5. Relative gain or hardship to the public as contrasted and compared to the hardship or gain of the individual property owner resulting from the approval or denial of the zoning amendment application.**

Both the Owner and the public would benefit from the proposed rezoning. The Owner would finally be able to make effective use of property they have been unable to develop for many years. Regarding the public benefit, zoning that is more conducive to desirable types of development could result in active use of the property, which would be more likely to positively impact the surrounding area than the current vacant state of the property, and should also result in the completion and appropriate maintenance of the stormwater basin to the south. Development of additional residential units may also provide sufficient residential density to improve public service availability for the Beich Rd peninsula.

From the perspective of hardship, if the request is not granted, the Owner would likely experience continued lack of economic gain from the property, which may lead to reduced maintenance of the property. Regarding the potential public hardship, not granting the request would result in continued inactivity of the property, with a possibility of a future reduction of maintenance. It could also result in future development as any of the R-1H uses, including as a manufactured home park, which may be less desirable to some members of the public.

**6. The extent to which adequate streets are connected to the arterial street system and are available or can be reasonably supplied to serve the uses permitted in the proposed zoning classification.**

The existing street network adequately serves the subject property. Vehicle access would be provided via a new curb cut along Beich Road, which is classified as a Minor Arterial. This connection would be reviewed and confirmed by the City's Traffic Engineer prior to any construction.

**7. The extent to which the proposed amendment is inconsistent with the need to minimize flood damage and that the development of the subject property for the uses permitted in the proposed zoning classification will not have a substantial detrimental effect on the drainage patterns in the area.**

There are no identified flood zones on or near the subject property. Stormwater management on the subject property would continue to be managed according to the City's Manual of Practice. Drainage patterns are not expected to change significantly.

**8. The extent to which adequate services (including but not limited to fire and police protection, schools, water supply, and sewage disposal facilities) are available or can be**

**reasonably supplied to serve the uses permitted in the proposed zoning classification.**

An adequate road network and public services are already available to the property. The Applicant would need to ensure that water and sewer items are updated and meet current code requirements for any eventual use.

**9. The extent to which property values are diminished by the restrictions of the proposed zoning.**

Property values are unlikely to be diminished by the Zoning Map Amendment, and that future development of the property with uses appropriate for the R-3A District should not negatively impact property values in the neighborhood.

**10. Whether a Comprehensive Plan for land use and development exists, and whether the amendment is in harmony with it.**

This property is designated for future, medium-density residential development. Staff believe that developing the property with Single-Family Attached and/or Detached homes would fully align with the Housing goals of the Comprehensive Plan.

**11. Whether the City needs more of the types of uses allowed in the proposed district.**

Multiple studies have identified the need for additional housing options in the city. The proposed zoning would permit the further development of a diverse range of housing options designed for owner-occupancy, including platted Single-Family Attached (Townhome) and Detached homes.

**After considering all the evidence and testimony presented, this COMMISSION finds that the REQUEST for approval of the proposed Zoning Map Amendment to the R-3A District is in the public interest and not solely for the benefit of the applicant or property owner.**

**Therefore, this COMMISSION recommends that the REQUEST for approving the Zoning Map Amendment described above be granted by the Bloomington City Council.**

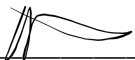
**ROLL CALL VOTE: 7-0**

**AYES:** Prior; Cullen; Beyer; Mosley; Muehleck; Sochotsky; Peradotti

**NAYS:** None

**ABSTENTIONS:** None

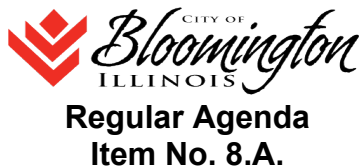
Respectfully submitted by the City of Bloomington Planning Commission.



Bill Peradotti, Chair

1/15/2026 | 8:34 AM CST

Date



**For City Council:** January 26, 2026

**Ward Impacted:** City Wide

**Subject:** Consideration and Action on an Ordinance Amending Chapter 28 Misdemeanors of the City Code Prohibiting the Possession, Sale, Delivery, or Distribution of Kratom or Synthetic Alternative Drugs, as requested by the Legal Department.

**Recommended Motion:** The proposed Ordinance be approved.

**Strategic Plan:**

**Goal 4.** Strong Neighborhoods

**Objective 4a.** Residents feeling safe in their homes and neighborhoods

**Background:** Kratom and Synthetic Alternative Drugs are consumable substances available for purchase that can cause serious harm. The United States Food and Drug Administration (the “FDA”) has not approved any prescription or over-the-counter drug products containing Kratom and considers Kratom an unsafe food additive. The FDA has warned consumers not to use Kratom because of the risk of serious adverse events including, but not limited to, liver toxicity, seizures and substance abuse disorder. Although state and federal laws prohibit some Synthetic Alternative Drugs, drug makers continually alter the composition of the compounds in their products to escape the purview of the law. Synthetic Alternative Drugs have been documented to cause effects such as hallucinations, agitation, psychosis, aggression, suicidal ideations and death, a significant increase in medical aid emergencies, and may also lead to an increase in associated criminal activity. The sale of these products, including to minors, is a danger to public health as these products may cause hallucination, vomiting, tremors, anxiety, dizziness, confusion, erratic behavior, aggression, suicidal ideation, psychosis and loss of consciousness, as well as negatively affecting cognitive functioning and even possibly causing death. To the extent not preempted by existing state or federal law, staff believe that it is in the best interests of the City and the health, safety and welfare of its residents to amend the City Code to prohibit the manufacture, possession, sale, offer for sale, give away, delivery, or distribution of Synthetic Alternative Drugs and Kratom within the City.

**Community Groups/Interested Persons Contacted:**

**Financial Impact:** N/A

**Attachments:**

1. Ordinance

**ORDINANCE NO. 2026 - \_\_\_\_\_**

**AN ORDINANCE AMENDING CHAPTER 28 MISDEMEANORS OF THE CITY CODE PROHIBITING THE POSSESSION, SALE, DELIVERY, OR DISTRIBUTION OF KRATOM OR SYNTHETIC ALTERNATIVE DRUGS**

**WHEREAS**, the City of Bloomington, McLean County, Illinois (“City”) is an Illinois home-rule municipality; and

**WHEREAS**, the City may exercise power and perform any function pertaining to its government and affairs, including, but not limited to, the power to legislate for the protection of the public health, safety, and welfare; and

**WHEREAS**, novel synthetic alternative drugs, including products containing a synthetic cannabinoid, stimulant or psychedelic/hallucinogen (“Synthetic Alternative Drugs”), and Kratom, including its two main chemical components, mitragynine and 7-hydroxymitragynine (7-OH-mitragynine) (collectively, “Kratom”), and other synthetic alternative drugs commonly known by names including, but not limited to, “spice,” “bath salts,” or “gas station heroin,” are being offered for sale by businesses in the City and are known to be used by individuals recreationally and to treat various ailments; and

**WHEREAS**, the United States Food and Drug Administration (the “FDA”) has not approved any prescription or over-the-counter drug products containing Kratom and considers Kratom an unsafe food additive; and

**WHEREAS**, the FDA has warned consumers not to use Kratom because of the risk of serious adverse events including, but not limited to, liver toxicity, seizures and substance abuse disorder; and

**WHEREAS**, although state and federal laws prohibit some Synthetic Alternative Drugs, drug makers continually alter the composition of the compounds in their products to escape the purview of the law; and

**WHEREAS**, Synthetic Alternative Drugs have been documented to cause effects such as hallucinations, agitation, psychosis, aggression, suicidal ideations and death, a significant increase in medical aid emergencies, and may also lead to an increase in associated criminal activity; and

**WHEREAS**, the sale of these products, including to minors, is a danger to public health as these products may cause hallucination, vomiting, tremors, anxiety, dizziness, confusion, erratic behavior, aggression, suicidal ideation, psychosis and loss of consciousness, as well as negatively affect cognitive functioning and even possibly cause death; and

**WHEREAS**, to the extent not pre-empted by existing state or federal law, the Corporate Authorities have determined that it is in the best interests of the City and the health, safety and welfare of its residents to amend the Bloomington City Code to prohibit the manufacture, possession, sale, offer for sale, give away, delivery, or distribution of Synthetic Alternative Drugs and Kratom within the City; and

**WHEREAS**, the City Council finds it in the best interest of the City to adopt the proposed Code changes outlined in the attached Exhibit A.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, MCLEAN COUNTY, ILLINOIS:**

**SECTION 1.** That Chapter 28 of the Municipal Code of the City of Bloomington, Illinois, 1960, as amended, is hereby amended as set forth in Exhibit A (additions underlined and deletions stricken).

**SECTION 2.** Except as expressly modified herein, all other provisions of the Code shall remain in full force and effect.

**SECTION 3.** The City Clerk is authorized and directed to publish this Ordinance in pamphlet form as provided by law.

**SECTION 4.** This Ordinance shall take effect immediately after passage.

**SECTION 5.** This Ordinance is adopted pursuant to Home Rule Authority granted to the City of Bloomington by Article VII, Section 6, of the Illinois Constitution, 1970.

**PASSED** this 26th day of January 2026.

**APPROVED** this \_\_\_\_ day of January 2026.

**CITY OF BLOOMINGTON**

**ATTEST**

\_\_\_\_\_  
Dan Brady, Mayor

\_\_\_\_\_  
Leslie Smith-Yocum, City Clerk

## EXHIBIT A

### **§ 28-189. [Ch. 28, Sec. 103] Cannabis, Kratom, Synthetic Substances, and paraphernalia definitions.**

As used in §§ 28-190A, 28-190B, and 28-190C, and 28-190D, the following terms shall have the following meanings, unless the context clearly indicates that a different meaning is intended:

*(The definitions below shall be alphabetized and added to the existing definitions)*

#### **KRATOM**

Any parts of the plant *Mitragyna speciosa*, whether growing or not, and any compound, manufacture, salt, derivative, resin, mixture, or preparation of that plant, including but not limited to Mitragynine and 7-hydroxymitragynine (“7-OH”), whether naturally occurring or synthetically produced or whether produced directly or indirectly by extraction, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, or as otherwise defined under the Kratom Control Act, 720 ILCS 642/5.

#### **SYNTHETIC ALTERNATIVE DRUG**

Any product containing a synthetic cannabinoid, stimulant or psychedelic/hallucinogen, as those terms are defined herein such as, but not limited to, the examples of brand names or identifiers maintained on a list in the City Clerk Department.

#### **SYNTHETIC STIMULANT**

Any compound that mimics the effects of any Federally controlled Schedule I substance such as cathinone, methcathinone, MDMA and MDEA, including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog (including salts, isomers, and salts of isomers) containing substances which have a stimulant effect on the central nervous system, such as, but not limited to, the examples of brand names or identifiers maintained on a list in the City Clerk Department.

#### **SYNTHETIC PSYCHEDELIC/HALLUCINOGEN**

Any compound that mimics the effects of any federally controlled Schedule I substance, including, but not limited to, any quantity of a natural or synthetic material, compound, mixture, preparation, substance and their analog, (including salts, isomers, esters, ethers and salts of isomers) containing substances which have a psychedelic/hallucinogenic effect on the central nervous system and/or brain, such as, but not limited to, the examples of brand names or identifiers maintained on a list in the City Clerk Department.

### **§ 28-190D Sale, possession, or use of Kratom or other synthetic drugs, stimulants, or psychedelics/hallucinogens prohibited.**

A. It shall be unlawful for any person to:

- (1) Sell, offer for sale, or deliver any product containing kratom, a synthetic alternative drug, a synthetic stimulant or synthetic psychedelic/hallucinogen; or
- (2) Knowingly possess a product containing kratom, a synthetic cannabinoid, a synthetic stimulant, or a synthetic psychedelic/hallucinogen; or
- (3) Use. It shall be unlawful for any person to be under the influence of kratom, a synthetic

cannabinoid, a synthetic stimulant, or a synthetic psychedelic/hallucinogen.

B. Nuisance. It shall be declared a nuisance for any business, store, place, or premises to manufacture, keep for sale, offer for sale, sell, or deliver any products containing kratom or synthetic alternative drugs, including any synthetic stimulant or synthetic psychedelic or synthetic hallucinogen, except as authorized by applicable state or federal law for medical or research purposes.

C. Penalties. In addition to any civil enforcement action taken by the City to abate the nuisance, any person or entity found in violation of this Section shall be subject to:

- (1) A fine of not less than three hundred and fifty dollars (\$350.00) and not more than seven hundred fifty dollars (\$750.00) for each violation thereof. Violations of this Section shall be deemed a menace to the health, safety or welfare of the public, and may result in the revocation of business licenses as set out in Subparagraph D below.
- (2) Each violation of this Ordinance, or every day a violation continues to exist, shall constitute a new or separate violation.

D. Business License Denial or Revocation.

- (1) A finding of liability for the aforesaid offense may result in non-renewal or revocation of any City-issued business license held by the violator or issued on behalf of the business in which the offense occurred.
- (2) Any denial of renewal or revocation of a business license pursuant to this Section shall be made by the City Clerk, in writing, stating the specific grounds for the decision and advising the license holder of the right to appeal.
- (3) Within ten (10) business days of the mailing or delivery of the written notice of denial or revocation pursuant to this Section, the license holder may file a written request for appeal with the City Manager and must include (a) the name, (b) address of the business, (3) a copy of the citation, and (4) a brief statement the basis for the appeal and why the license should not be denied, revoked or suspended.
- (4) If an appeal is requested, a hearing shall be held before the City Manager, or their designee, within 10 days of request for a hearing. In order to prevail in an appeal, the party appealing the suspension or revocation must show by a preponderance of the evidence that the asserted reason for suspension or revocation is inaccurate.
- (5) Service shall be deemed effective when sent via email or first-class mail to the last known email or postal address of the licensed entity or permit holder. For the purpose of this Section, the last known email or postal address shall be the one that has most recently been recorded with the City Clerk Department.