



CITY OF
BLOOMINGTON
SPECIAL SESSION
MEETING
OCTOBER 26, 2017

AGENDA



**SPECIAL MEETING SESSION AGENDA
OF THE CITY COUNCIL
CITY HALL COUNCIL CHAMBERS
109 E. OLIVE STREET, BLOOMINGTON, IL 61701
THURSDAY, OCTOBER 26, 2017; 3:00 P.M.**

1. Call to Order
2. Roll Call of Attendance
3. Public Comment
4. Consideration of an Ordinance Amending the City Code Regarding the Manager Pro Tempore. *(Recommend approving an Ordinance Amending the City Code regarding the Manager Pro Tempore, and authorize the Mayor and City Clerk to execute the necessary documents.) (Presentation by Jeffrey Jurgens, Corporation Counsel 5 minutes, Council discussion 5 minutes.)*
5. Consideration of a Resolution Appointing Steven Rasmussen as the Manager Pro Tempore. *(Recommend approving a Resolution Appointing Steven Rasmussen as the Manager Pro Tem, and authorize the Mayor and City Clerk to execute the necessary documents.) (Council discussion 10 minutes.)*
6. Adjourn (approximately 3:30 PM)



**SPECIAL SESSION MEETING
AGENDA ITEM NO. 4**

FOR COUNCIL: October 26, 2017

SUBJECT: Consideration of and action on an Ordinance Amending the City Code Regarding the Manager Pro Tempore.

RECOMMENDATION/MOTION: That the Ordinance Amending the City Code Regarding the Manager Pro Tempore be approved and the Mayor and City Clerk be authorized to sign the ordinance.

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

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

BACKGROUND: The City Code currently contains procedures on the appointment of a Manager Pro Tempore in the event the City Manager is unable to serve or resigns. Part of those procedures, however, limit the appointment to only four months and provide the appointment may not be renewed. With the recent resignation of the City Manager, the City Council anticipates the search for a replacement is likely to take beyond four months and therefore desires to amend the City Code to permit the Manager Pro Tempore to serve at the pleasure of the City Council.

The City Code provisions on the Manager Pro Tempore are also amended to reflect the appointment shall be by resolution and that any compensation associated with the position shall be set forth in the resolution.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: N/A

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared by:

Jeffrey R. Jurgens, Corporation Counsel

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Scott Rathbun, Sr. Budget Manager

Recommended by:

A handwritten signature in black ink, appearing to read "David A. Hales". The signature is fluid and cursive, with a large initial "D" and "H".

David A. Hales
City Manager

Attachments:

- An Ordinance Amending the City Code Regarding the Manager Pro Tempore

ORDINANCE NO. 2017-____

**AN ORDINANCE AMENDING THE CITY CODE REGARDING THE
MANAGER PRO TEMPORE**

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

WHEREAS, the City Code contains procedures on the appointment of a Manager Pro Tempore in the event the City Manager is unable to serve or resigns; and

WHEREAS, the City Council desires to modify the provisions on Manager Pro Tempore to provide such individual shall be appointed by resolution and shall serve at the pleasure of the City Council.

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

Section 1. The above recitals are incorporated into this Section 1 as if fully stated herein.

Section 2. That Chapter 2, Section 40 shall be amended as follows:

In case of a vacancy in the office of the City Manager, or in case of the City Manager's absence from the City, temporary disability to act as City Manager, discharge by the Council, or resignation, the Mayor shall act as Manager during such absence or incapacity, unless the Council shall appoint, by resolution, a Manager pro tempore who shall possess the powers and duties of the Manager. No Manager pro tempore, however, may appoint or remove a City officer or employee except with the approval of a majority of the members of the City Council. ~~No Manager pro tempore shall hold his position as such for more than four months, and no appointment of a Manager pro tempore shall be renewed.~~ The resolution appointing the Manager pro tempore shall provide what, if any, compensation shall be provided and shall set forth the length of the appointment and/or the conditions upon which the appointment shall be nullified.

Section 3. In the event a court of competent jurisdiction finds this ordinance or any provision hereof to be invalid or unenforceable as applied, such finding shall not affect the validity of the remaining provisions of this ordinance and the application thereof to the greatest extent permitted by law.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed; provided, however, that nothing herein contained shall affect any rights, actions, or causes of action which shall have accrued to the City prior to the effective date of this ordinance.

Section 5. This Ordinance shall be in full force and effect immediately after its passage and approval.

ADOPTED this _____ day of October, 2017
APPROVED this _____ day of October, 2017

APPROVED

Mayor

ATTEST:

City Clerk



**SPECIAL SESSION MEETING
AGENDA ITEM NO. 5**

FOR COUNCIL: October 26, 2017

SUBJECT: Consideration of and action on a Resolution Appointing Steve Rasmussen as Manager Pro Tempore for the City of Bloomington.

RECOMMENDATION/MOTION: That the Resolution Appointing Steve Rasmussen as Manager Pro Tempore for the City of Bloomington be approved and the Mayor and City Clerk be authorized to sign the resolution.

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

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

BACKGROUND: City Manager David Hales tendered his resignation as City Manager and his last day in the office is scheduled for November 7, 2017. With the resignation, the City Code allows the City Council to appoint a Manager Pro Tempore. Attached is a resolution appointing the Assistant City Manager, Steve Rasmussen, as Manager Pro Tempore and setting his compensation at \$170,201.26 annualized during said appointment. As Manager Pro Tempore, Mr. Rasmussen will oversee all City Departments and will not utilize an Assistant City Manager during this interim period. In accordance with the City Code, Mr. Rasmussen will possess the powers and duties of the City Manager, however he may not appoint or remove a City officer or employee except with the approval of a majority of the members of the City Council.

Pursuant to the Resolution, Mr. Rasmussen will serve as Manager Pro Tempore until further action of the Council. The City anticipates the search for a new full-time City Manager to take at least 6 months and is currently soliciting for an executive search firm.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Funds are included in the Administration department to pay the City Manager and Assistant City Manager salaries and benefits. Since the City Manager position is anticipated to be vacant for a number of months, overall savings in the Administration department's salaries and benefit accounts are anticipated; even with an increase in compensation for Assistant City Manager, Steve Rasmussen, as Manager Pro Tempore. Stakeholders can locate the salaries and benefit accounts for Administration in the FY 2018 Budget Book titled "Adopted General Fund Budget" on page 130.

COMMUNITY DEVELOPMENT IMPACT: N/A

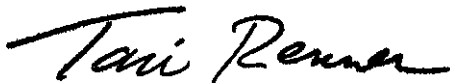
**FUTURE OPERATIONAL COST ASSOCIATED WITH NEW FACILITY
CONSTRUCTION: N/A**

Respectfully submitted for Council consideration.

Prepared by: Jeffrey R. Jurgens, Corporation Counsel

Financial & budgetary review by: Chris Tomerlin, Budget Analyst
Scott Rathbun, Sr. Budget Manager

Recommended by:



Tari Renner
Mayor

Attachments:

- A Resolution Appointing Steve Rasmussen as Manager Pro Tempore

RESOLUTION NO. 2017-____

**A RESOLUTION APPOINTING STEVE RASMUSSEN AS MANAGER PRO TEMPORE
FOR THE CITY OF BLOOMINGTON**

WHEREAS, the City of Bloomington, McLean County, Illinois (hereinafter "City") is an Illinois home-rule municipality; and

WHEREAS, City Manager David Hales has resigned from office and his last day with the City will be November 7, 2017; and

WHEREAS, the City Code contains procedures on the appointment of a Manager Pro Tempore in the event the City Manager is unable to serve or resigns; and

WHEREAS, the City Council desires to appoint the Assistant City Manager, Steve Rasmussen, as Manager Pro Tempore under the terms and conditions set forth in this Resolution.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BLOOMINGTON, ILLINOIS AS FOLLOWS:

Section 1. The above recitals are incorporated into this Section 1 as if fully stated herein.

Section 2. The City Council hereby appoints Steve Rasmussen as Manager Pro Tempore, effective November 8, 2017. Mr. Rasmussen shall serve as Manager Pro Tempore until either the City Council revokes this Resolution, appoints a new Manager Pro Tempore, or appoints a new City Manager. As compensation while he serves as Manager Pro Tempore, Steve Rasmussen shall be paid \$170,201.26 on an annualized basis.

Section 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 4. This Resolution shall be in full force and effect immediately after its passage and approval.

ADOPTED this _____ day of October, 2017

APPROVED this _____ day of October, 2017

APPROVED

Mayor

ATTEST:

City Clerk