



CITY OF
BLOOMINGTON
COUNCIL MEETING
AUGUST 26, 2019



COMPONENTS OF THE COUNCIL AGENDA

RECOGNITION AND PROCLAMATION

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

PUBLIC COMMENT

Each regular City Council meeting shall have a public comment period not to exceed 30 minutes. Every speaker is entitled to speak for up to 3 minutes. To be considered for public comment, please complete a public comment card at least 5 minutes prior to the start of the meeting. The Mayor will randomly draw from the cards submitted. Public comment is a time to give comment. It is not a question and answer period and the City Council does not respond to public comments. 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 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, which typically begins with Item No. 8.

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

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 residence.

REGULAR AGENDA

All items that provide the 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 MEMBERS

Mayor, At-Large - Tari Renner

City Council Members

- Ward 1 - Jamie Mathy
- Ward 2 - Donna Boelen
- Ward 3 - Mboka Mwilambwe
- Ward 4 - Julie Emig
- Ward 5 - Joni Painter
- Ward 6 - Jenn Carrillo
- Ward 7 - Scott Black
- Ward 8 - Jeff Crabill
- Ward 9 - Kim Bray

City Manager - Tim Gleason

Deputy City Manager - Billy Tyus

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

AGENDA



CITY COUNCIL MEETING AGENDA
CITY HALL COUNCIL CHAMBERS
109 EAST OLIVE STREET, BLOOMINGTON, IL 61701
MONDAY, AUGUST 26, 2019, 6:00 P.M.

1. Call to order
2. Pledge of Allegiance to the Flag
3. Remain Standing for a Moment of Silent Prayer
4. Roll Call
5. Recognition/Appointments
 - A. Appointments approved by City Council at the August 12, 2019 meeting.
 - i. Appointment of Brittany Burton to the Citizens' Beautification Committee.
 - ii. Appointment of Jeffrey Pitzer to the Cultural Commission.
 - iii. Appointment of Betty Middleton to the Bloomington Housing Authority.
 - iv. Appointment of Colton Sylvester to the John M. Scott Health Care Commission.
 - v. Appointment of Ed Breitweiser to the Transportation Commission.
6. Public Comment
7. Consent Agenda
 - A. Consideration and action to approve Bills, Payroll, Electronic Transfers, and Procurement Card Purchases in the amount of \$6,048,241.33, as requested by the Finance Department. *(Recommended Motion: The proposed Bills, Payroll, Electronic Transfers, and Procurement Card Purchases be approved.)*
 - B. Consideration and action to 1) approve the purchase of one (1) 2019 Dodge Grand Caravan from National Auto Fleet Group of Watsonville, CA., in the amount of \$29,752.14, using Sourcewell (Contract #120716-NAF, exp. 9/5/2019), and 2) approve the transfer of 2005 Dodge Grand Caravan (Unit 82) to Information Services, as requested by the Public Works Department. *(Recommended Motion: The proposed Purchase and Transfer be approved.)*
 - C. Consideration and action on a Bid from William Masters, Inc. for installing new emergency backup generators at Fire Stations 1, 3 and 4 through BID #2020-08, as requested by the Fire and Facilities Management Departments. *(Recommended Motion: The proposed Bid and Contract be approved.)*
 - D. Consideration and action to accept the alternate bid for Hydrofluosilicic Acid (fluoride) water treatment chemical from Mosaic Global Sales, LLC., and approve the contract, as requested by the Public Works Department. *(Recommended Motion: The proposed Bid be accepted, and the proposed Contract be approved.)*

- E. Consideration and action to adopt an Ordinance Approving the First Amendment to the Contract Between the City of Bloomington and Tim Gleason and Establishing the Salary of the City Manager and Making Retroactive Salary Adjustments, as requested by the City Council. *(Recommended Motion: The proposed Ordinance be approved.)*
- F. Consideration and action on a Contract with SCADAware, Inc., for SCADA Maintenance Services (RFQ #2020-07), in the amount of \$2,000,000.00, for a five-year period, as requested by the Public Works Department. *(Recommended Motion: The proposed Contract be approved.)*
- G. Consideration and action on a Towing Contract with Joe's Towing & Recovery for 10,000 GVW and Under, for a period of three (3) years with up to two (2) additional twelve (12) month extensions (based on satisfactory performance ratings), as requested by the Police Department. *(Recommended Motion: The proposed Contract be approved.)*
- H. Consideration and action to approve an Agreement with Corrective Asphalt Materials, LLC., as a Limited Source for the FY 2020 Pavement Preservation Program, in the amount of \$419,887.60, as requested by the Public Works Department. *(Recommended Motion: The proposed Agreement be approved.)*
- I. Consideration and action on an Application for Jay Goga, Inc. d/b/a Illini Liquor, to be located at 2402 E. Oakland Ave., Suite 6, requesting a Class PAS (Package, All Types of Alcoholic Liquor, and Sunday Sales) liquor license, which would allow the sale of all types of packaged alcoholic liquor for consumption off premises seven (7) days a week, as requested by the City Clerk Department. *(Recommended Motion: The proposed Application and License be approved.)*
- J. Consideration and action on an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code Prohibiting Alcohol on Public Property as They Pertain to the Davis Lodge at Lake Bloomington on September 6, 2019, to Allow Moderate Consumption of Alcohol for the Sunken and Hites Wedding Reception, as requested by the City Clerk Department. *(Recommended Motion: The proposed Ordinance be approved.)*
- K. Consideration and action on an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code Prohibiting Alcohol on Public Property as They Pertain to the Davis Lodge at Lake Bloomington on September 28, 2019, to Allow Moderate Consumption of Alcohol for the Bothast and Erwin Wedding Reception, as requested by the City Clerk Department. *(Recommended Motion: The proposed Ordinance be approved.)*

8. Regular Agenda

- A. Consideration and action on an Ordinance Approving a Real Estate Contract with the Boys & Girls Club of Bloomington-Normal for the Sale of Property Near 407 East Erickson Avenue in Bloomington, as requested by the Administration Department. *(Recommended Motion: the proposed Ordinance be approved.) (Brief overview and presentation by Tim Gleason, City Manager, 10 minutes; and City Council discussion, 10 minutes.)*

- B. Consideration and action to approve: (1) An Ordinance Amending Chapter 7 of the City Code to Implement New Video Gaming Licensure Requirements within the City; and (2) An Ordinance Setting a Date for Acceptance of Video Gaming License Applications, both as requested by the Administration Department. *(Recommended Motion: the proposed Ordinances be approved.) (Brief overview by Tim Gleason, City Manager; presentation by Jeff Jurgens, Corporation Counsel, 5 minutes; and City Council discussion, 10 minutes.)*

9. City Manager's Discussion

- A. Finance Director's Report

10. Mayor's Discussion

11. Council Member's Discussion

12. Executive Session - *Cite Section*

13. Adjournment

RECOGNITIONS



Council Date: August 26, 2019

COUNCIL AGENDA ITEM NO. 5

Recognition/Appointments

- A. Appointments approved by City Council at the August 12, 2019 meeting
 - i. Appointment of Brittany Burton to the Citizens' Beautification Committee
 - ii. Appointment of Jeffrey Pitzer to the Cultural Commission
 - iii. Appointment of Betty Middleton to the Bloomington Housing Authority
 - iv. Appointment of Colton Sylvester to the John M. Scott Health Care Commission
 - v. Appointment of Ed Breitweiser to the Transportation Commission

CONSENT AGENDA



CONSENT AGENDA ITEM NO. 7A

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Finance

SUBJECT: Consideration and action to approve Bills, Payroll, Electronic Transfers, and Procurement Card Purchases in the amount of \$6,048,241.33, as requested by the Finance Department.

RECOMMENDED MOTION: The proposed Bills, Payroll, Electronic Transfers, and Procurement Card Purchases be approved.

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: Bills, Payroll, Electronic Transfers, and Procurement Card Purchases on file in the City Clerk's Department, available at www.cityblm.org.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: Total disbursements to be approved \$6,048,241.33 (Payroll total \$2,546,721.60, Accounts Payable total \$2,492,901.92, Electronic Transfers total \$892,721.98, and Procurement Card Purchases total \$115,895.83).

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Frances Watts, Accounts Payable

Reviewed By: Scott Rathbun, Finance Director

Recommended By:

A handwritten signature in black ink, appearing to read 'Tim Gleason'.

Tim Gleason
City Manager

Attachment:

- FIN 1A Summary Sheet Bills, Payroll, Electronic Transfers, and Procurement Card Purchases Bills & Payroll 082619

CITY OF BLOOMINGTON FINANCE REPORT					
PAYROLL					
Date	Gross Pay	Employer Contribution	Totals		
8/16/2019	\$ 2,032,197.77	\$ 505,906.09	\$ 2,538,103.86		
8/14/2019-8/16/2019	\$ 7,268.71	\$ 1,349.03	\$ 8,617.74		
Off Cycle Adjustments					
PAYROLL GRAND TOTAL			\$ 2,546,721.60		
ACCOUNTS PAYABLE (WIRES)			PCARDS		
Date	Bank	Total	Date Range	Total	
8/26/2019	AP General	\$ 2,431,852.24	7/1/2019-7/31/2019	\$ 115,895.83	
	AP JM Scott				
8/26/2019	AP Comm Devel	\$ 24,621.15	PCARD GRAND TOTAL		
8/26/2019	AP IHDA	\$ 1,285.33	\$ 115,895.83		
8/26/2019	AP Library	\$ 23,172.41			
	AP MFT	\$ -			
8/8/2019-8/21/2019	Out of Cycle	\$ 11,970.79			
5/3/2019-8/7/2019	AP Bank Transfers	\$ 892,721.98			
AP GRAND TOTAL		\$ 3,385,623.90			
TOTAL				\$ 6,048,241.33	
			Respectfully,		
			F. Scott Rathbun		
			Director of Finance		



CONSENT AGENDA ITEM NO. 7B

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration and action to 1) approve the purchase of one (1) 2019 Dodge Grand Caravan from National Auto Fleet Group of Watsonville, CA., in the amount of \$29,752.14, using Sourcewell (Contract #120716-NAF, exp. 9/5/2019), and 2) approve the transfer of 2005 Dodge Grand Caravan (Unit 82) to Information Services, as requested by the Public Works Department.

RECOMMENDED MOTION: The proposed Purchase and Transfer be approved.

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

STRATEGIC PLAN SIGNIFICANCE: Objective 1a. Budget with adequate resources to support defined services and level of service.

BACKGROUND: Public Works is recommending the purchase of one 2019 Dodge Grand Caravan, in the amount of \$29,752.14, to replace a 2005 Dodge Grand Caravan (Unit 82) that is scheduled for replacement this fiscal year. It is 14 years old and has 65,552 miles on it. Maintenance cost to date for this unit is \$5,534.43. Recent repair issues with this unit have included the supplemental restraint system, body electrical, EVAP system, tune-up, power steering and linkage, intake manifold leaking, and A/C system.



Staff will have the replaced unit be moved to the Information Services Department and the current Information Services van, a 2000 Chrysler Grand Voyager with 122,112 miles, be declared surplus and be sold on publicsurplus.com. It is expected to be sold for approximately \$800.00.

Sourcewell is a government agency offering competitively solicited contracts for use by education, government, and nonprofits. Cooperative contracts mean volume discounts. The City has been a member for several years and has made a number of purchases through them over the years.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: The new unit will cost \$29,752.14. Stakeholders can locate the budgeted amount of \$28,325.00 for the purchase of the unit in the Capital Lease-Capital Outlay Licensed Vehicle account (40110141-72130). During the course of the year items

included in the budgeted capital lease are either slightly over or under budget. The Finance department monitors this to ensure that the City stays within the overall Capital Lease budget. Stakeholders can locate the Van in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on pages 87 and 91.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Rob Krones, Supt. of Fleet Maintenance
Michael Hill, Management Analyst

Reviewed By: Jim Karch, P.E., MPA, Director of Public Works

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- PW 2B Quote Unit 82 Van Replacement 08262019



CONSENT AGENDA ITEM NO. 7C

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Fire and Facilities Management

SUBJECT: Consideration and action on a Bid from William Masters, Inc. for installing new emergency backup generators at Fire Stations 1, 3 and 4 through BID #2020-08, as requested by the Fire and Facilities Management Departments.

RECOMMENDED MOTION: The proposed Bid and Contract be approved.

STRATEGIC PLAN LINK: Goal 2. Upgrade City Infrastructure and Facilities.

STRATEGIC PLAN SIGNIFICANCE: Objective 2d. Well-designed, well maintained City facilities emphasizing productivity and customer service.

BACKGROUND: The emergency backup generators at Fire Stations 1 and 3 are over forty (40) years old, and the one at Station 4 is nearly thirty (30) years old. Replacement parts for the existing generators are nearly impossible to find and replacement of the generators is needed in order to keep the stations operational during power outages. Three (3) bids were received. A full bid tabulation is attached and a summary of the submitted bids follows. Since all bids were from local vendors, the Local Preference Purchasing Policy evaluation was not performed.

COMPANY	TOTAL BID
William Masters, Inc.	\$146,625.00
Anderson Electric, Inc.	\$190,175.00
Wilcox Electric & Service, Inc.	\$195,950.00

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: This bid was advertised in The Pantagraph on July 29, 2019.

FINANCIAL IMPACT: Funds totaling \$300,000 are included in the FY 2020 Budget under the Capital Lease - Equipment Other than Office account (40110141-72140). Stakeholders can locate this in the FY 2020 Budget Book titled "Other Funds & Capital Improvements" on page 87 and 91.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Russel Waller, Facilities Manager

Reviewed By:

Brian Mohr, Fire Chief

Finance & Budgetary Review By:

Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By:

Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- BFD 1B BFD Generators Bid Tab
- BFD 1C BFD Generators Contract



CONSENT AGENDA ITEM NO. 7D

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration and action to accept the alternate bid for Hydrofluosilicic Acid (fluoride) water treatment chemical from Mosaic Global Sales, LLC., and approve the contract, as requested by the Public Works Department.

RECOMMENDED MOTION: The proposed Bid be accepted, and the proposed Contract be approved.

STRATEGIC PLAN LINK: Goal 2. Upgrade City Infrastructure and Facilities.

STRATEGIC PLAN SIGNIFICANCE: Objective 2b. Quality water for the long term.

BACKGROUND: Public Works is recommending the approval of the alternate bid with Mosaic Global Sales, LLC., in the amount of \$390 per ton on a 40,000-pound shipment. On August 8, 2019, bids were opened for the City of Bloomington's Hydrofluosilicic Acid (fluoride) water treatment chemical. Hydrofluosilicic Acid is a compound added to provide the necessary concentration of fluoride in the water to assist with oral health. The City is required to maintain a fluoride concentration of 0.7 mg/L. Other chemicals utilized in the water treatment process are under multi-year agreements or will be presented separately in the future as needs arise.

The Public Works Department solicited bids for the following periods: the initial term of September 12, 2019 through April 30, 2020 with alternate bids for September 12, 2019 through April 30, 2020; May 1, 2020 through April 30, 2021; May 1, 2021 through April 30, 2022; and May 1, 2022 through April 30, 2023; in order to align the contracts with the City's fiscal year. Three bids were received.

While Carus Chemical Corporation was the lowest bidder for the initial term, they included variances that stipulated a split load delivery fee and a fee of \$75 per hour if the delivery driver must wait longer than two hours to deliver the chemical. Carus Chemical Corporation submitted a bid for the initial term of September 12, 2019 through April 30, 2020 and did not submit a bid for the alternate bid period for the three-year extension.

Mosaic Global Sales, LLC., submitted a bid for September 12, 2019 through April 30, 2020, as well as the alternate bid which included the initial term and the three-year extensions at the same price. They also did not stipulate additional fees. Therefore, staff determined that it is in the City's best interest to enter into a long-term contract with Mosaic Global Sales, LLC., to avoid additional fees and lock in the price per ton through April 30, 2023.

Staff estimates the cost of Hydrofluosilicic Acid to be approximately \$17,550 for the initial term of the contract and approximately \$30,000 for each of the three one-year extensions. Staff will budget the appropriate amount for each fiscal year of the approved contract.

Please see below for current Hydrofluosilicic Acid and the proposed contract Amount:

	Current Contract Amount	Proposed Contract Amount	% Increase
Mosaic Global Sales, LLC.	\$354/ton	\$390/ton	10.17% Increase

Please see the attached Bid Tab for the complete listing of bids that were received.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The invitation to bid was advertised in the Pantagraph on July 24, 2019.

FINANCIAL IMPACT: Funds are included in the FY 2020 Budget for this purchase under the Water Purification-Water Chemicals account (50100130-71720). Stakeholders can locate this in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on page 121. Staff estimates the cost of Hydrofluosilicic Acid to be approximately \$17,550 for the initial term of the contract (September 12, 2019 through April 30, 2020, \$390/ton, \$17,550) and approximately \$30,000 for each of the three one-year extensions. Staff will budget the appropriate amount in each of the future fiscal years of the contract if approved.

COMMUNITY DEVELOPMENT IMPACT: Goals UEW-1 Provide quality public infrastructure within the City to protect public health, safety and the environment, and UEW-1.5 Reliable water supply and distribution system that meets the needs of the current and future residents.

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

Respectfully submitted for Council consideration.

Prepared By: Joseph M. Darter, Property Manager
Kevin Whitehouse, Supt. of Water Purification
Michael Hill, Management Analyst

Reviewed By: Jim Karch, P.E., MPA, Public Works Director

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- PW 3B Bid Tab Hydrofluosilicic Acid 08262019
- PW 3C Contract Hydrofluosilicic Acid 08262019
- PW 3D Proposal Hydrofluosilicic Acid 08262019



CONSENT AGENDA ITEM NO. 7E

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: N/A

SUBJECT: Consideration and action to adopt an Ordinance Approving the First Amendment to the Contract Between the City of Bloomington and Tim Gleason and Establishing the Salary of the City Manager and Making Retroactive Salary Adjustments, as requested by the City Council.

RECOMMENDED MOTION: The proposed Ordinance be approved.

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: On June 25, 2018, the Council approved the initial employment agreement with Tim Gleason, City Manager. The performance review for the City Manager's first year of service exceeded expectations, the highest ranking, and as a result an ordinance is presented to provide the City Manager with a 3.5% raise and an additional week of vacation.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: The financial terms are set forth in the attached ordinance.

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

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager

Recommended by:

A handwritten signature in black ink that reads "Tari Renner".

Tari Renner
Mayor

Attachments:

- LGL 1B Ordinance 2019-67 City Manager Contract



CONSENT AGENDA ITEM NO. 7F

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration and action on a Contract with SCADAware, Inc., for SCADA Maintenance Services (RFQ #2020-07), in the total amount of \$2,000,000.00, for a five-year period, as requested by the Public Works Department.

RECOMMENDED MOTION: The proposed Contract be approved.

STRATEGIC PLAN LINK: Goal 2. Upgrade City Infrastructure and Facilities.

STRATEGIC PLAN SIGNIFICANCE: Objective 2b. Quality water for the long term.

BACKGROUND: Public Works is recommending the approval of a Professional Services Contract with SCADAware, Inc., for SCADA Maintenance Services, in the amount of \$2,000,000, for a five-year period. This is a long-term project with the budgeted \$2,000,000 not-to-exceed contract amount encumbered in FY 2020 and the expenditure of those funds scheduled over a five-year period. Annual expenditures are anticipated to range from \$300,000 to \$500,000.

Since its completion in the late 1990s, the Water Division Supervisory Control and Data Acquisition (SCADA) system has received limited maintenance with rehabilitation, repair, and replacement occurring as outdated components fail. Currently, the SCADA system relies on equipment that is years past its normal service life. In addition, replacement of the SCADA software will be necessary now that Microsoft has announced that it will discontinue support for the software's operating system. This proposed SCADA Maintenance Services will continue the maintenance, repair, and rehabilitation services for the Water Division SCADA System with the addition of a targeted approach that is based on strategic planning, condition assessment, and preventative maintenance. The proposed multi-year service contract will allow the Public Works Department to pursue a prioritized implementation of the necessary system-wide maintenance and improvements while minimizing the impact on day-to-day operations of the water system.

The services provided by SCADAware, Inc. under this SCADA Maintenance Services contract will encompass routine maintenance, troubleshooting, repair and replacement of system components, and programming of control panels and SCADA computer software. They will provide planning, design, construction, testing, and commissioning of improvement projects. The services will also include 24-hour telephone support and emergency service.

In FY 2017, the City contracted with a consultant to develop a SCADA Master Plan and construction documents for SCADA system improvements following the standard design-bid-build model for public works projects. The bidding and construction that was planned for FY

2018 had to be delayed until FY 2019 and then again to FY 2020, as the consultant was unable to successfully complete the master plan and construction documents. That FY 2017 professional services contract was terminated.

This SCADA Maintenance Services contract was developed to expedite the completion of the needed SCADA improvements. The high-priority SCADA system improvements that had been planned for FY 2018 have not been completed. Portions of the needed SCADA system assessment and planning for improvements were completed under the draft FY 2017 SCADA Master Plan. This previous work will be used to coordinate and inform the SCADA Maintenance Services and allow for completion of the needed maintenance, repair, and rehabilitation services for the Water Division SCADA System without starting the design-bid-build cycle over again and delaying the start of the high-priority SCADA maintenance, repair, and improvements work by another one to two years.

The Public Works Department has selected SCADAware, Inc., as a firm that is uniquely qualified to leverage the previous assessment and planning work and provide a rapid and integrated response to the City's need for SCADA system improvements.

SCADAware, Inc. was selected using the Professional Services Qualifications Based Selection Process. This process involved:

- 1) Sending out Request for Qualifications (RFQ) specific to the project,
- 2) Reviewing each of the submitted Statements of Qualifications based on the criteria outlined in the RFQ,
- 3) Selecting the most qualified firm and negotiating scope and fee with them.

The City's procurement agent reviewed this process and confirmed that the procedure was performed in accordance with applicable standards.

The firms that submitted Statement of Qualifications in response to the City's Request for Qualifications No. 2020-07 are as follows:

1. SCADAware, Inc.
2. Farnsworth Group, Inc.

SCADAware, Inc., was selected as the best firm to perform SCADA Maintenance Services for the Public Works Water Division, based on the proposed staff and their experience related to previous similar projects completed.

The contract amount included in the Professional Service Contract is a not-to-exceed amount. The final overall rates and fees proposed by SCADAware, Inc., are fair, appropriate and competitive for the scope of work included.

The schedule for the project is to begin the services immediately upon receipt of a signed Professional Services Contract.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Request for Qualifications was advertised in The Pantagraph on July 16, 2019.

FINANCIAL IMPACT: Funds totaling \$2,000,000 are included in the FY 2020 Budget under the Water Purification-Other Capital Improvement account (50100130-72620). Stakeholders can

locate this in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on pages 121, 242, 291, 309 and 310.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment, Objective UEW-1.5. Reliable water supply and distribution system that meets the needs of the current and future residents.

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

Respectfully submitted for Council consideration.

Prepared By: Aaron Kinder, Supt. of Mechanical Maintenance
Richard Bernard, Civil Engineer II
Michael Hill, Management Analyst

Reviewed By: Jim Karch, P.E., MPA, Director of Public Works

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- PW 1B Contract SCADA Maintenance Final 08262019



CONSENT AGENDA ITEM NO. 7G

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Police

SUBJECT: Consideration and action on a Towing Contract with Joe’s Towing & Recovery for 10,000 Gross Vehicle Weight (GVW) and Under, for a period of three (3) years with up to two (2) additional twelve (12) month extensions (based on satisfactory performance ratings), as requested by the Police Department.

RECOMMENDED MOTION: The proposed Contract be approved.

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

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

BACKGROUND: The prior towing contract expired on April 30, 2019 and Bid #2020-06 was released on 7/11/19. The bid specifications asked for 1) towing, winching, and other miscellaneous services for cars, trucks, and light equipment (10,000 GVW and under) owned by the City of Bloomington, and 2) Police Department ordered towing, relocation and storage of cars and trucks.

The bidder must provide services as needed twenty-four (24) hours a day for 365 days per each awarded year. Joe’s Towing & Recovery was the sole bidder. The City has had a long relationship with Joe’s Towing & Recovery and they have provided satisfactory services in the prior two contracts. The award will be for the period of May 1, 2019 through April 30, 2021 (3 years). There is also an option based upon satisfactory performance during the first three years to extend the contract an additional two (2), twelve (12) month periods with the City Council’s approval.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: The term for renewal is three (3) years, which covers May 1, 2019 and ends on April 30, 2021, with an option of renewing for an additional two (2) years. The contract specifications require no charge to the City for specific tow services which include:

Description of Service	Amount
Towing of City owned cars and equipment under 10,000 GVW	No Charge to the City
Towing of other cars and equipment	No Charge to the City
Tire changes	No Charge to the City
Abandoned and impounded vehicle storage charge to the City	No Charge to the City
Storage of City owned vehicles	No Charge to the City

Power Starting or Jump Starting of city owned vehicles	No Charge to the City
Vehicle held on an investigative hold	No Charge to the City

The bid included specific services the bidder would provide to the City with set amounts the City would be charged for these services. The list of tow services provided that require City reimbursement include:

Description of Services	Amount
Winching	\$50.00
Outside City Mileage Rate	\$3.00/mile
Transport/tow vehicles to and from the Bloomington Police Department Range (round trip)	\$50.00
Vehicles for training purposes (one-time fee per vehicle)	No Charge to the City
Relocation of other cars and equipment	No Charge to the City

As a condition of this tow contract, the successful towing operator will be required to pay the City of Bloomington an annual referral fee, of not less than \$28,835.00 per year, for receiving the tow referrals from the Police Department. This will include tows from accident scenes, Police Department arrests that require the vehicle to be towed, and abandoned vehicles that the owner would retrieve. This payment shall be made to the City of Bloomington upon issuance of the towing contract.

The tow referral fee revenue is accounted for in the Non-Departmental - Other Miscellaneous Revenue account (10010010-57990). The towing fees are budgeted in the Police-Towing account (10015110-70620) and Fleet Management-Towing account (10016310-70620). Stakeholders can locate this in the FY 2020 Budget Book titled "Budget Overview & General Fund" on pages 121, 221, and 295.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

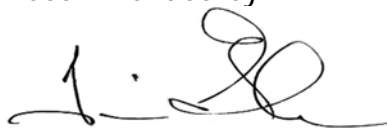
Prepared By: Gregory Scott, Assistant Chief of Police

Reviewed By: Daniel A. Donath, Assistant Chief of Police

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Angela Fyans Jimenez, Deputy Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'Tim Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- PD 1B Contract City Towing
- PD 1C Bid Tab City Towing



CONSENT AGENDA ITEM NO. 7H

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Public Works

SUBJECT: Consideration and action to approve an Agreement with Corrective Asphalt Materials, LLC., as a Limited Source for the FY 2020 Pavement Preservation Program, in the amount of \$419,887.60, as requested by the Public Works Department.

RECOMMENDED MOTION: The proposed Agreement be approved.

STRATEGIC PLAN LINK: Goal 2. Upgrade City Infrastructure and Facilities.

STRATEGIC PLAN SIGNIFICANCE: Objective 2a. Better quality roads and sidewalks.

BACKGROUND: Public Works is recommending the approval of an agreement with Corrective Asphalt Materials, LLC., in the amount of \$419,887.60, for the FY 2020 Pavement Preservation Program. Corrective Asphalt Materials, LLC., is a sole source distributor/applicator of C85 and Reclamite for our region. Both C85 and Reclamite materials are proprietary.

Reclamite is a pavement preservation technique that uses emulsion made up of specific petroleum oils and resins. The rejuvenating process keeps the pavement flexible, so both cracking and road fatigue are reduced. It also seals the pavement from air and water, slowing the oxidation process and reducing the loss of small aggregate. To get the maximum benefit from the Reclamite, pavements are treated with Reclamite within a year after they are resurfaced and then again approximately five years after resurfacing. In addition, Reclamite cures clear and does not obstruct existing pavement markings. Other products cure black and require pavement marking maintenance.

C85 is a restorative seal that is intended for asphalt that has deteriorated beyond the point that Reclamite alone is an effective treatment method for the surface. C85 is a petroleum based emulsion product that is covered in lime screenings in order to mend the asphalt surface, sealing cracks and filling in voids. The product is designed to be kneaded into the surface by vehicular traffic once it has been applied. C85 is designed to maintain its flexibility overtime which helps to reduce cracking and weathering.

Prior to widespread utilization of Reclamite and C85, City staff researched pavement preservation products and performed field testing to compare Reclamite and a promising competitor. City staff also researched and tested the use of C85. The field test locations are still monitored periodically by staff. This research and the test location results have been used to determine that Reclamite and C85 remain staff's recommended pavement preservation products.

Staff negotiated the following pricing with Corrective Asphalt Materials, LLC.:

Rejuvenator - Reclamite	\$63,000.00
C85 Preservative Treatment	\$310,547.60
Street Sweeping and Cleaning - Before Treatment	\$5,000.00
Street Sweeping and Cleaning - Final Cleaning	\$12,000.00
Resident Notification	\$4,000.00
Off-site Dumping of Sweepings	\$8,500.00
Striping	\$6,600.00
Pneumatic Tire Roller	\$10,240.00
TOTAL	\$419,887.60

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: N/A

FINANCIAL IMPACT: If approved, a budget transfer to move funds in the amount of \$50,695.57 from the Capital Improvement (Asphalt & Sidewalk) Fund-Sidewalk Construction account (40120200-72560) to the Capital Improvement (Asphalt & Sidewalk) Fund-Street Construction Improvement account (40120200-72530) where \$399,887.60 would be paid. The remaining \$20,000 will be paid from the Lake Maintenance-Repair/Maintenance Infrastructure account (50100140-70550) for work on streets around Lake Bloomington. Stakeholders can locate this in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on pages 78, 79, 124, 242, 282, and 283.

COMMUNITY DEVELOPMENT IMPACT: Goal UEW-1. Provide quality public infrastructure within the City to protect public health, safety and the environment, Objective UEW-1.1. Maintain the existing City operated infrastructure in good condition by prioritizing maintenance over building new and implementing fees to cover costs; Goal TAQ-1. A safe and efficient network of streets, bicycle- pedestrian facilities and other infrastructure to serve users in any surface transportation mode, Objective TAQ-1.1. Maintenance and development of a continuous network of arterial, collector and local streets that provides for safe and efficient movement of people, goods and services between existing and proposed residential areas and major activity centers, maximizes walkability, and provides multimodal linkages to the state and interstate highway system, Objective TAQ-1.2. Data-driven transportation infrastructure policy and management.

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

Respectfully submitted for Council consideration.

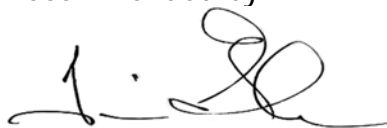
Prepared By: Luke Thoele, P.E., Assistant City Engineer
Michael Hill, Management Analyst

Reviewed By: Jim Karch, P.E., MPA, Director of Public Works

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Scott Rathbun, Finance Director

Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- PW 4B Agreement FY 2020 Pavement Preservation 08262019
- PW 4C Sole Source Letter FY 2020 Pavement Preservation 08262019
- PW 4D Maps FY 2020 Pavement Preservation 08262019
- PW 4E Limited Source Justification_Corrective Asphalt



CONSENT AGENDA ITEM NO. 71

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: City Clerk

SUBJECT: Consideration and action on an Application for Jay Goga, Inc. d/b/a Illini Liquor, to be located at 2402 E. Oakland Ave., Suite 6, requesting a Class PAS (Package, All Types of Alcoholic Liquor, and Sunday Sales) liquor license, which would allow the sale of all types of packaged alcoholic liquor for consumption off premises seven (7) days a week, as requested by the City Clerk Department.

RECOMMENDED MOTION: The proposed Application and License be approved.

STRATEGIC PLAN LINK: Goal 5. Great place - livable, sustainable City.

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

BACKGROUND: The Bloomington Liquor Commission met on July 9, 2019, to consider the application of Jay Goga, Inc. d/b/a Illini Liquor, to be located at 2402 E. Oakland Ave., Suite 6. Minutes of the meeting are attached to this memorandum and labeled CLK 1E. This location was previously occupied by AmeriCash Loans adjacent to Reilly Foot Care.

On July 9, 2019, at the Regular Liquor Commission Meeting, the Commission voted to continue the item to a future Liquor Commission Meeting so that Commissioner Renner was able to review the application.

At the request of the applicant, Jay Goga, Inc. d/b/a Illini Liquor, the item was placed on the July 16, 2019 Special Liquor Commission meeting agenda where the item was approved to be sent to Council for final approval. Minutes of the Special Meeting are attached to this memorandum as labeled CLK 1F.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: In accordance with City Code, on June 28, 2019, a public notice was published in the Pantagraph for the July 9, 2019 Liquor Commission Meeting. Thirty-five (35) courtesy copies of the Public Notice were mailed to neighboring properties within 500-feet of Jay Goga, Inc. d/b/a Illini Liquor.

On July 12, 2019, a public notice was published in the Pantagraph for the July 16, 2019 Special Liquor Commission Meeting. Thirty-five (35) courtesy copies of the Public Notice were mailed to neighboring properties within 500-feet of Jay Goga, Inc. d/b/a Illini Liquor.

FINANCIAL IMPACT: The current annual license fee for a Class TAPS liquor license is \$2,950, which will be recorded in the Non-Departmental Liquor Licenses account (10010010-51010). Stakeholders can locate this in the FY 2020 Budget Book titled "Budget Overview & General Fund" on page 120.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

Prepared By: Amanda Mohan, Records & Licensing Specialist

Reviewed By: Leslie Yocum, City Clerk

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager

Legal Review By: George D. Boyle, Assistant Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- CLK 1B Application Jay Goga_Illini Liquor Creation PAS_Redacted
- CLK 1C Public Notice Illini Liquor Creation PAS
- CLK 1D Special Meeting Public Notice Illini Liquor Creation PAS
- CLK 1E Liquor Commission Meeting Minutes 7-9-19
- CLK 1F Special Liquor Commission Meeting Minutes 7-16-19



CONSENT AGENDA ITEM NO. 7J

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: City Clerk

SUBJECT: Consideration and action on an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code Prohibiting Alcohol on Public Property as They Pertain to the Davis Lodge at Lake Bloomington on September 6, 2019, to Allow Moderate Consumption of Alcohol for the Sunken and Hites Wedding Reception, as requested by the City Clerk Department.

RECOMMENDED MOTION: The proposed Ordinance be approved.

STRATEGIC PLAN LINK: Goal 5. Great place - livable, sustainable City.

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

BACKGROUND: The Bloomington Liquor Commission met on August 13, 2019, to consider the request from Bryce Hites and Ciji Sunken to allow moderate consumption of alcohol on September 6, 2019, for their wedding to be held at Davis Lodge.

Present: Commissioners Tari Renner, Lindsey Powell and Jim Jordan; Staff present: Greg Moredock, Attorney with Sorling Northrup; Dan Donath, Asst. Police Chief; and Amanda Mohan, Deputy City Clerk.

Ciji Sunken, bride to be, addressed the Commission. She told the Commission that approximately 120 guests are anticipated to attend the event, which would be catered by Lake Road Inn. She confirmed that only beer would be served and that the event would be held from 5:30 p.m. to 9:30 p.m.

Commissioner Powell made a motion, seconded by Commissioner Jordan, to approve.

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

Ayes: Commissioners Renner, Powell, and Jordan.

Nays: None.

Motion carried.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Agenda for the August 13, 2019 Liquor Commission meeting was placed on the City's website.

FINANCIAL IMPACT: A rental fee of \$500.00 has been paid for use of the Davis Lodge. This is recorded in the Lake Maintenance-Facility Rental account (50100140-54430). Stakeholders can locate this in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on page 124.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

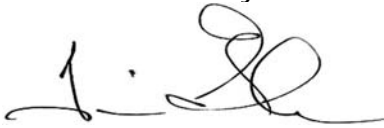
Prepared By: Amanda Mohan, Records & Licensing Specialist

Reviewed By: Leslie Yocum

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager

Legal Review By: George D. Boyle, Assistant Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- CLK 3B Application Sunken-Hites Wedding 9-6-19 Redacted
- CLK 3C Class W License Lake Road Inn
- CLK 3D Ordinance 2019-68 Sunken-Hites Wedding 9-6-19



CONSENT AGENDA ITEM NO. 7K

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: City Clerk

SUBJECT: Consideration and action on an Ordinance Suspending Portions of Section 701 of Chapter 31 and Section 26(d) of Chapter 6 of the City Code Prohibiting Alcohol on Public Property as They Pertain to the Davis Lodge at Lake Bloomington on September 28, 2019, to Allow Moderate Consumption of Alcohol for the Erwin and Bothast Wedding Reception, as requested by the City Clerk Department.

RECOMMENDED MOTION: The proposed Ordinance be approved.

STRATEGIC PLAN LINK: Goal 5. Great place - livable, sustainable City.

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

BACKGROUND: The Bloomington Liquor Commission met on August 13, 2019, to consider the request from Nicholas Erwin and Morgan Bothast to allow moderate consumption of alcohol on September 28, 2019, for their wedding to be held at Davis Lodge.

Present: Commissioners Tari Renner, Lindsey Powell and Jim Jordan; Staff present: Greg Moredock, Attorney with Sorling Northrup; Dan Donath, Asst. Police Chief; and Amanda Mohan, Deputy City Clerk.

Nicholas Erwin, groom to be, addressed the Commission. He told the Commission that approximately 100 guests are anticipated to attend the event, which would be catered by Childer's Catering of Peoria, IL. He confirmed that only beer and wine would be served and that the event would be held from 5:30 p.m. to 10:00 p.m.

Commissioner Powell made a motion, seconded by Commissioner Jordan, to approve.

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

Ayes: Commissioners Renner, Powell, and Jordan.

Nays: None.

Motion carried.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: The Agenda for the August 13, 2019 Liquor Commission meeting was placed on the City's website.

FINANCIAL IMPACT: A rental fee of \$500.00 has been paid for use of the Davis Lodge. This is recorded in the Lake Maintenance-Facility Rental account (50100140-54430). Stakeholders can locate this in the FY 2020 Budget Book titled "Other Funds & Capital Improvement" on page 124.

COMMUNITY DEVELOPMENT IMPACT: N/A

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

Respectfully submitted for Council consideration.

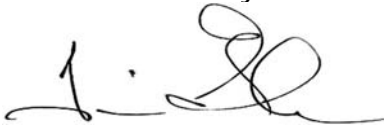
Prepared By: Amanda Mohan, Records & Licensing Specialist

Reviewed By: Leslie Yocum, City Clerk

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager

Legal Review By: George D. Boyle, Assistant Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- CLK 2B Application Bothast-Erwin Wedding 9-28-19 Redacted
- CLK 2C Ordinance 2019-66 Bothast-Erwin Wedding 9-28-19

REGULAR AGENDA



REGULAR AGENDA ITEM NO. 8A

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Administration

SUBJECT: Consideration and action on an Ordinance Approving a Real Estate Contract with the Boys & Girls Club of Bloomington-Normal for the Sale of Property Near 407 East Erickson Avenue in Bloomington, as requested by the Administration Department.

RECOMMENDED MOTION: The proposed Ordinance be approved.

STRATEGIC PLAN LINK: Goals 2. Upgrade City Infrastructure and Facilities and 5. Great Place - Livable, Sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objectives 2d. Well-designed, well maintained City facilities emphasizing productivity and customer service, and 5a. Well-planned City with necessary services and infrastructure.

BACKGROUND: This ordinance, if approved, would represent a critical step in helping to bring a new \$12-\$15 million 45,000 square foot space serving hundreds of kids to the city's west end. We have been working with the Boys & Girls Club to sell approximately 3.34 acres in Sunnyside Park to the Club in exchange for various other park and drainage improvements. The Club will improve almost 4 acres west of the park into two usable open sports/playing fields with seeded turf surfaces and will make considerable drainage improvements that will benefit both the space and the entire neighborhood.

A newly constructed parking lot will also be accessible to park users and the building will be available to the surrounding neighborhood. It would represent a significant investment in an area of the community that unfortunately has not seen large-scale development for some time. It will also compliment newly installed playground equipment and athletic courts approved by the City Council in prior years and the Sunnyside Garden program immediately adjacent to the park.

According to reports, the club, through June 2019, served more than 800 kids with more than 90% of members being from low-income families. This agreement follows and builds upon a Memorandum of Understanding in support of the sale approved by the Bloomington City Council in 2018.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Boys & Girls Club of Bloomington/Normal and Sunnyside Park residents.

FINANCIAL IMPACT: The City would sell the land for \$1.00. Please see the background the non-monetary but valuable items that this partnership would bring to the community.

COMMUNITY DEVELOPMENT IMPACT: Goals CWB-3. Develop a coordinated and efficient system of services that addresses comprehensive needs of children, families, and communities; HL-1. Create a park and green space system that provides for a variety of active and passive recreational and wellness activities for current and future residents; and CF-1. Continue to provide quality public facilities and services.

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

Respectfully submitted for Council consideration.

Prepared By: Billy Tyus, Deputy City Manager
Finance & Budgetary Review By: Chris Tomerlin, Budget Manager
Community Dev. Review By: Katie Simpson, City Planner
Legal Review By: Jeffrey R. Jurgens, Corporation Counsel

Recommended by:



Tim Gleason
City Manager

Attachments:

- ADM 2B Ordinance 2019-69 Boys & Girls Club
- ADM 2C Contract Boys & Girls Club
- ADM 2D Exhibit B_Boys & Girls Club Site Plan



REGULAR AGENDA ITEM NO. 8B

FOR COUNCIL: August 26, 2019

SPONSORING DEPARTMENT: Administration

SUBJECT: Consideration and action to approve: (1) An Ordinance Amending Chapter 7 of the City Code to Implement New Video Gaming Licensure Requirements within the City; and (2) An Ordinance Setting a Date for Acceptance of Video Gaming License Applications, both as requested by the Administration Department.

RECOMMENDED MOTION: The proposed Ordinances be approved.

STRATEGIC PLAN LINK: Goals 1. Financially sound City providing quality basic services; 3. Grow the Local Economy; and 5. Great Place - Livable, Sustainable City.

STRATEGIC PLAN SIGNIFICANCE: Objectives 1c. Engaged residents that are well informed and involved in an open governance process; 3a. Retention and growth of current local businesses; 3b. Attraction of new targeted businesses that are the "right" fit for Bloomington; 3d. Expanded retail businesses; 3e. Strong working relationship among the City, businesses, economic development organizations; and 5e. More attractive City; commercial areas and neighborhoods.

BACKGROUND: City staff has worked to develop new licensing requirements that address the primary concerns raised by the Council on video gaming. Specifically, the proposed requirements address the proliferation of video gaming throughout the community and enact provisions to ensure establishments do not operate as gaming parlors.

A few of the standout requirements include:

- The number of licensed establishments that can have video gaming terminals will be capped at 60;
- Video gaming revenue for each licensed establishment cannot exceed 50% of the establishment's total gross revenues (except large truck stops);
- Establishments will be limited to 5 video gaming terminals (except large truck stops);
- Establishments will have to meet certain requirements, including:
 - at least 5 customer seats per video gaming terminal (except truck stops);
 - be in operation for at least 12 months (with certain exceptions) prior to getting a video gaming license; and
 - not be located within a residential zoning district;
- The sale of cannabis will be prohibited at establishments;
- Sports betting will be prohibited at establishments (except truck stops);
- Detailed application requirements;
- Auditing and reporting provisions to ensure compliance with non-video gaming revenue requirements;

- Provisions on the transfer of video gaming licenses, location changes and the cessation of operations;
- Directive to the City Manager to explore potential partnerships and/or grant opportunities with local non-profit organizations that provide addiction services;
- The fee for a video gaming license will remain the same at \$500 per video gaming terminal and the terminal fee for large truck stops is set at \$1,500 per terminal.

There are certain exceptions to some of the general requirements for large truck stops, defined as establishments that sell at least 50,000 gallons of diesel fuel per month and located within three miles of a freeway exchange. These distinctions are based on the size of these locations, the fact that they are located near interstate exchanges, are part of interstate travel, are required to sell 50,000 gallons of fuel per month and are differentiated within the Video Gaming Act. It should be noted the license fee for large truck stops is higher based on the number of terminals.

For those that fail to comply with the City's licensing requirements, there are a variety of penalties, including monetary fines up to \$1,000 per day. In addition, those who operate a video gaming terminal without a license are subject to having their terminals seized. Licenses can also be revoked or suspended for several reasons, including failing to abide by the revenue and/or seating requirements. Finally, those that fail to comply with the requirements may also have other City licenses, like a liquor license, revoked or suspended.

The City's Schedule of Fees is also amended to reflect the potential in the future should the City Council desire to establish an application fee or any license transfer fees. At this time, however, it should be noted there is no application or transfer fee proposed.

A second ordinance is on the agenda to provide that no video gaming license application will be accepted by the City until September 16, 2019. This will provide City staff with time to update the license application and create the other applications and permits needed to abide by the new licensing provisions.

Two amendments have also been prepared in accordance with discussion at the August 19, 2019 Committee of the Whole meeting, including: (1) an amendment to lower the license fee for veteran and fraternal establishments to \$250; and (2) an amendment to limit the number of terminals at truck stops to 5 video gaming terminals instead of 10.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: This topic has been discussed at multiple City Council meetings over the last two years.

FINANCIAL IMPACT: If adopted, the City may realize additional Video Gaming Tax and licensing revenues. The Video Gaming Tax revenue is recorded in the Non-Departmental-Video Gaming Tax account (10010010-50070). The Video Gaming License revenue is recorded in the Non-Departmental-Video Gaming License account (10010010-51021). Stakeholders can locate this in the FY 2020 Budget Book titled "Budget Overview & General Fund" on page 120.

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

Finance & Budgetary Review By: Chris Tomerlin, Budget Manager

Recommended by:

A handwritten signature in black ink, appearing to read 'T. Gleason', with a stylized flourish at the end.

Tim Gleason
City Manager

Attachments:

- ADM 1B Ordinance 2019-65 Video Gaming
- ADM 1C Draft Amendments on Video Gaming Ordinance
- ADM 1D Ordinance 2019-70 Video Gaming Application