

**COUNCIL PROCEEDINGS
PUBLISHED BY THE AUTHORITY OF THE CITY COUNCIL
OF BLOOMINGTON, ILLINOIS**

The Council convened in regular Session in the Council Chambers, City Hall Building, at 7:30 p.m., Monday, June 22, 2009.

The Meeting was opened by Pledging Allegiance to the Flag followed by Silent Prayer.

The Meeting was called to order by the Mayor who directed the City Clerk to call the roll and the following members answered present:

Aldermen: Judy Stearns, Kevin Huette, Bernie Anderson, David Sage, John Hanson, Jennifer McDade, Steven Purcell, Karen Schmidt, Jim Fruin and Mayor Stephen F. Stockton.

City Manager David Hales, City Clerk Tracey Covert, and Corporate Counsel Todd Greenburg were also present.

The following was presented:

Oath of Office: Jim Karch, Director – Public Works, and John Kennedy, Director – Parks, Recreation and Cultural Arts.

David Hales, City Manager, introduced Jim Karch, Director - Public Works. This was a new department. Mr. Karch had shown passion for leadership. He cited Mr. Karch's personal mission statement. Mr. Karch had been the Director – Public Service. He had been involved in cost savings initiatives and labor relations. He was accompanied this evening by his wife and daughter.

Mr. Hales introduced John Kennedy, Director of Parks, Recreation and Cultural Arts. Mr. Kennedy holds a bachelors degree. He has served as Assistant Director – Park, Recreation and Cultural Arts, and Superintendent - Golf. Mr. Kennedy was restructuring the department to include the Cultural District. He was accompanied by his wife and four (4) children.

Tracey Covert performed the oath. Mayor Stockton appreciated the opportunity to meet management staff and their families.

The following was presented:

SUBJECT: Council Proceedings and Work Session of July 10, 2006, and Executive Session of April 6, 2009

RECOMMENDATION: That the reading of the minutes of the previous Council Proceedings and Work Session of July 10, 2006, and the Executive Session of April 6, 2009 be dispensed with and the minutes approved as printed.

BACKGROUND: The Council Proceedings and Work Session of July 10, 2006 and the Executive Session of April 6, 2009 have been reviewed and certified as correct and complete by the City Clerk.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Tracey Covert
City Clerk

David A. Hales
City Manager

Alderman Stearns questioned this item. David Hales, City Manager, cited manpower issues. A frozen position had been eliminated. Future recommendations were being considered. He was aware of the need. There was a shortage of personnel.

Mayor Stockton clarified the difference between minutes and proceedings. Proceedings were more comprehensive and beneficial to the City. The Record of Motions and Votes were completed after the Council's meetings. There had been some delay in producing proceedings. It was nice to have both. It would be ideal to have the proceedings available within a month.

Alderman Stearns questioned televising Council meetings. Information would be available. Mayor Stockton stated that a good production would require specialized equipment and operators. There were costs involved. Comcast had offered some support without cost. Another option was live audio of Council meetings via the web.

Alderman Schmidt noted the consensus was to televise Council meetings. The cost issues could be discussed as part of the strategic plan.

Alderman Stearns believed this would be a worthwhile investment.

Motion by Alderman Anderson, seconded by Alderman Purcell that the reading of the minutes of the previous Council Meeting and Work Session of July 10, 2006 and Executive Session of April 6, 2009 be dispensed with and the minutes approved as printed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Bills and Payroll

RECOMMENDATION: That the bills and payroll be allowed and orders drawn on the Treasurer for the various amounts as funds are available.

BACKGROUND: The list of bills and payrolls will be furnished to you in on Friday, June 19, 2009 by posting via the City's web site. After examination, I will notify the Council of any items which may need to be addressed.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Barbara J. Adkins
Deputy City Manager

David A. Hales
City Manager

Motion by Alderman Anderson, seconded by Alderman Purcell that the bills and payroll be allowed and orders drawn on the Treasurer for the various amounts as funds are available.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Payments from Various Municipal Departments

RECOMMENDATION: That the payments be approved.

BACKGROUND: All of the described payments are for planned and budgeted contracts previously approved by the City Council.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: As follows:

1. The thirty-fourth partial payment to Economic Development Council of Bloomington/Normal in the amount of \$6,666.66 on a contract amount of \$400,000 of which \$226,666.44 will have been paid to date for work certified as 57% complete for the McLean County Economic Development. Completion date – August 2011.
2. The second partial payment to Fred Wollrab in the amount of \$88,400 on a contract amount of \$210,063.47 of which \$170,063.47 will have been paid to date for work certified as 81% complete for the Wollrab TIF Agreement. Completion date – September 2009.
3. The fifth partial payment to Technical Design Services in the amount of \$15,202.18 on a contract amount of \$99,619 of which \$58,815.06, (\$6,290.06 reimbursable) will have been paid to date for work certified as 53% complete for the Enterprise Resource Planning Full System Selection Process – Phase 1. Completion date – August 2009.
4. The ninth partial payment to Stark Excavating, Inc. in the amount of \$67,574.33 on a contract amount of \$2,546,249.65 of which \$1,091,881.21 will have been paid to date for work certified as 41% complete for the McGraw Park – Phase II – General Construction. Completion date – July 2009.
5. The tenth and eleventh partial payments to Testing Services Corporation in the total amount of \$405 on a per ton and hour contract of which \$23,557.63 will have been paid to date for work certified as ongoing for the 2008-2009 Asphalt & Portland Concrete Plant Inspection & Laboratory Testing. Completion date – July 2009.
6. The seventh partial payment to Rowe Construction Co. in the amount of \$156,986.19 on a contract amount of \$3,476,726.41 of which \$1,404,690.09 will have been paid to date for work certified as 40% complete for the Lincoln Street – Bunn to Morrissey, (MFT 92-00283-00-RP). Completion date – October 2009.
7. The seventeenth partial payment to Whittman Hydro Planning Associates, Inc. in the amount of \$6,280 on a contract amount of \$518,846 of which \$427,865.18 will have been paid to date for work certified as 84% complete for the Strategic Source Water Study. Completion date – September 2009.

8. The twenty-ninth partial payment to Consoer Townsend & Associates in the amount of \$3,013.83 on a contract amount of \$185,000 of which \$150,801.92 will have been paid to date for work certified as 82% complete for the Water Department Electrical Improvements at Lake Bloomington. Completion date – December 2009.
9. The fourth partial payment to Gildner Plumbing Inc. in the amount of \$14,479.95 on a contract amount of \$116,421 of which \$76,128.30 will have been paid to date for work certified as 65% complete for the Detention Basin Improvements 2007-08. Completion date – July 2009.
10. The second partial payment to Gildner Plumbing, Inc. in the amount of \$64,727.05 on a contract amount of \$1,186,825 of which \$478,730.95 will have been paid to date for work certified as 40% complete for the Division D Pipeline Rd 36 inch Transmission Main. Completion date – August 2010.
11. The seventh partial payment to Farnsworth Group in the amount of \$7,475 on a contract amount of \$103,000 of which \$38,000 will have been paid to date for work certified as 37% complete for the Inspection Services for Pipeline Rd. Transmission Main Replacement. Completion date – December 2010.
12. The tenth and final payment to Stark Excavating, Inc. in the amount of \$6,581 on a contract amount of \$2,974,384 of which \$2,852,655 will have been paid to date for work certified as 100% complete for the Brokaw Road Sanitary Trunk Sewer. Completion date – May 2009.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Tracey Covert
City Clerk

David A. Hales
City Manager

Alderman McDade questioned Payment 1. The thirty-fourth partial payment to Economic Development Council of Bloomington/Normal in the amount of \$6,666.66 on a contract amount of \$400,000 of which \$226,666.44 will have been paid to date for work certified as 57% complete for the McLean County Economic Development. Completion date – August 2011. David Hales, City Manager, noted that the agreement with the EDC dated July 24, 2006.

Motion by Alderman Anderson, seconded by Alderman Purcell that the payments be approved.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Audit of the Accounts for the Township Supervisor of General Assistance Fund and General Town Fund for the Month of May, 2009

RECOMMENDATION: That the audit of the bills and payrolls for the Township for the month of May, 2009 be made a matter of record.

BACKGROUND: Audit of the Accounts for the Township Supervisor of General Assistance Fund and General Town Fund for the month of May, 2009 were presented for Audit by the Township Supervisor.

The Audit of these accounts took place on Monday, June 22, 2009 at 6:30 p.m. in the Conference Room of Bloomington City Hall and should, at this time, be made a matter of record.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Tracey Covert
City Clerk

David A. Hales
City Manager

Motion by Alderman Anderson, seconded by Alderman Purcell that the audit of the bills and payroll be made a matter of record.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Report

RECOMMENDATION: That the report be received and placed on file.

BACKGROUND: The following report should be received and placed on file with the City Clerk:

1. Monthly Receipt & Expenditure Report, May, 2009.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Tracey Covert
City Clerk

David A. Hales
City Manager

Motion by Alderman Anderson, seconded by Alderman Purcell that the report be placed on file and made a matter of record.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Appointment(s) and Reappointment(s) to Various Boards and Commissions

RECOMMENDATION: That the following reappointment be approved.

Bloomington Housing Authority:

Harry Johnson, 1125 S. Barker. His new term will expire on April 30, 2014.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: None

Respectfully submitted for Council consideration.

Recommended by:

Stephen F. Stockton
Mayor

Motion by Alderman Anderson, seconded by Alderman Purcell that the reappointment be approved.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Request to Pay the Illinois Environmental Protection Agency for a Combined Sewer Non Point Discharge Elimination System (NPDES) Permit

RECOMMENDATION: That the payment be approved.

BACKGROUND: The Illinois Environmental Protection Agency (IEPA) requires all cities with combined sewer overflows to obtain a yearly permit. For a City of our size, over 25,000 in population, the permit fee is \$20,000 per year. This NPDES permit covers the Combined Sewer Overflow (CSO) sites such as the Locust-Colton location. The City is preparing construction plans to begin its elimination. Currently, there is a plan to work towards eliminating all of the CSO locations within the City. The City has received a notice from the IEPA that the fee is due for the period July 1, 2009 through June 30, 2010.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Payment to the IEPA has been budgeted in the Storm Water Management Fund – X55100-70550 for Fiscal Year 2009/2010.

Respectfully submitted for Council consideration.

Prepared by:

Jim Karch
Interim Director of Public Works

Recommended by:

David A. Hales
City Manager

Attachment 2. CSO List

Currently, there are three (3) remaining CSO within the City:

Outfall 14 Colton CSO
Outfall 15 Locust CSO
Outfall 19A, 19B and 19C Valley CSO

The status of each is as follows:

Outfall 14 Colton CSO – temporarily plugged. Anticipate permanently eliminating after a three (3) year period.

Outfall 15 Locust CSO - elimination – cost in 2007 dollars, \$11,260,000.

Outfall 19A, 19B and 19C Valley CSO – evaluation possible options on elimination.

Motion by Alderman Anderson, seconded by Alderman Purcell that the payment be approved.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Waive the Formal Bidding Process and Approve Contract for General Resurfacing

RECOMMENDATION: That the formal bidding process be waived, a contract with UCM/Rowe Construction Company in the amount of \$746,708.79 for General Resurfacing be approved, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.

BACKGROUND: The General Resurfacing program uses City funds to pay for resurfacing of local streets. Historically there has only been one (1) bidder for this work. For the past three (3) years Council has waived the formal bidding requirements and allowed staff to negotiate a price with Rowe Construction in an effort to expedite the work. Last year, the City realized a cost savings around forty percent (40%) by negotiating an early contract. There have been substantial price increases, estimated at over twenty percent, (20%) over last year because of increases to the price of oil and building materials, mobilization, and the amount of regional resurfacing work.

Rowe Construction	\$746,708.79
Engineers Estimate	\$753,590.50

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: The total cost of this project is \$746,708.79 which will be paid for from the Capital Improvement Fund, (CIF). The CIF will borrow \$1 million from the Water Depreciation Fund, (WDF). This will be a zero interest loan which will be repaid over a five (5) year period. The remaining balance will be spent on smaller pavement areas. This project will be put out for competitive bid.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Jim Karch
Interim Director of Public Works

David A. Hales
City Manager

RESOLUTION NO. 2009 - 33

A RESOLUTION WAIVING THE FORMAL BIDDING PROCESS AND AUTHORIZING A CONTRACT WITH UCM/ROWE CONSTRUCTION COMPANY IN THE AMOUNT OF \$746,708.79 FOR GENERAL RESURFACING

WHEREAS, for the reasons set forth in a staff report dated June 22, 2009 it was in the best interest of the City waive the formal bid process and authorize a contract with UCM/Rowe Construction Company in the amount of \$746,708.79 for General Resurfacing.

Be It Resolved by the City Council of the City of Bloomington, Illinois,

1. That the bidding process be waived and a contract with UCM/Rowe Construction Company in the amount of \$746,708.79 for General Resurfacing be approved.

ADOPTED this 22nd day of June, 2009.

APPROVED this 23rd day of June, 2009.

Stephen F. Stockton
Mayor

ATTEST:

Tracey Covert
City Clerk

Alderman McDade questioned this item. Jim Karch, Director – Public Works, addressed the Council. He noted that a sustainable pavement program with objective criteria was his goal. City streets have been rated, (number value from one to ten). The City needed to establish an annual funding level. He cited an acceptable level of \$4.8 million which would maintain City streets at a poor rating level. He added that the pothole program was popular.

Alderman Anderson noted that work had begun on US 51. The Illinois Department of Transportation's, (IDOT), contracts had been executed. He hoped that Rowe Construction would be flexible while working in the City. He hoped that the work would be completed as soon as possible. He did not know if there was a time line. Mr. Karch informed the Council that the work would be completed within the construction season, (October 2009). The smaller patch jobs would also be bid, (\$250,000). No curbs were included in either project.

Alderman Stearns questioned alleys and requested a listing of same. David Hales, City Manager, noted that alleys would be addressed at another meeting.

Alderman Schmidt requested that the list of streets addressed by this item be listed on the City's web site. Mr. Karch responded affirmatively. He was only waiting for the Council's approval.

Alderman Hanson offered his compliments for engineering's comprehensive document regarding street conditions. When Council passed the budget, there were no funds for resurfacing. The City must move in the right direction. Rowe Construction had been a good partner. They had saved the City and taxpayers' dollars. Rowe had taken good care of the City early in the construction season.

Motion by Alderman Anderson, seconded by Alderman Purcell that the formal bidding process be waived, a contract with UCM/Rowe Construction Company in the amount of \$746,708.79 for General Resurfacing be approved, the Mayor and City Clerk be authorized to execute the necessary documents, and the Resolution adopted.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Service Agreement with Motorola

RECOMMENDATION: That a one (1) year service agreement with Motorola be approved and the Mayor and City Clerk be authorized to execute necessary documents.

BACKGROUND: This maintenance agreement will replace the existing agreement which is scheduled to expire on June 30, 2009. The agreement covers the maintenance of the dispatch radios and equipment including the Motorola Gold Elite positions and Conventional positions, and the Starcomm consolettes, combiner, switch, and control station. The agreement includes parts and labor for the repair of covered equipment.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: None.

FINANCIAL IMPACT: The cost of the one (1) year agreement is \$21,293.40. This cost has been budgeted in G15118-70990 (Other Contractual Services).

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Randall McKinley
Chief of Police

David A. Hales
City Manager

Motion by Alderman Anderson, seconded by Alderman Purcell that a one (1) year Agreement with Motorola be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Advertising Services with the Pantagraph for the Bloomington Center for Performing Arts, (BCPA)

RECOMMENDATION: That the agreement with the Pantagraph for Advertising Services in the amount of \$46,580.16 be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.

BACKGROUND: Staff requests permission to purchase \$46,580.16 in advertisements to promote BCPA and Cultural District programs of the BCPA in the Pantagraph, from May 2009 to May 2010. The Pantagraph is the only major daily newspaper publishing for a general audience in Bloomington-Normal. As such, the Pantagraph provides the only practical solution to promoting events and activities in the printed media to a broad audience.

Based on the Pantagraph's latest Customer Audit of Bloomington-Normal zip codes, sixty-two percent (62%) or 19,611 are Daily Delivery Scribers, stores and vending machines; and fifty-eight (58%) or 18,300 are Sunday Delivery Scribers, stores and vending machines. These numbers do not include "Pass Along" readership of shared copies. Moving forward, staff will work with the Pantagraph to ensure one (1) Account Executive services the entire needs of the Parks, Recreation and Cultural Arts Department in order to negotiate the best possible pricing.

This contract provides the BCPA support in advertising its events for the 2009-2010 seasons. The sponsorship includes Media Sponsor support from the Pantagraph, who has partnered with the Cultural District in this way since the BCPA's inaugural 2006-07 season.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Total expenditures for advertising with the Pantagraph will not exceed \$46,580.16, which includes \$15,000 in sponsorship trade. Funding for advertising will come from account X21100-70730 of the Cultural District budget.

Respectfully submitted for Council consideration.

Prepared by:

John Kennedy
Interim Dir., Parks & Recreation & Cultural Arts

Reviewed by:

Barbara J. Adkins
Deputy City Manager

Recommended by:

David A. Hales
City Manager

Motion by Alderman Anderson, seconded by Alderman Purcell that the agreement with the Pantagraph for Advertising Services in the amount of \$46,580.16 be approved, and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Application of Famous Trading, Inc., d/b/a Famous Wine & Spirits, located at 1404 E. Empire, for a PAS liquor license, which will allow the sale of all types of packaged alcohol by for consumption off the premises seven (7) days a week

RECOMMENDATION: Based on the above, the Liquor Commission recommends to the City Council that a PAS liquor license for Famous Trading, Inc., d/b/a Famous Wine & Spirits, located at 1404 E. Empire, be created, contingent upon compliance with all applicable health and safety codes.

BACKGROUND: The Bloomington Liquor Commissioner Rich Buchanan called the Liquor Hearing to hear the request of Famous Trading, Inc., d/b/a Famous Wine & Spirits, located at 1404 E. Empire, requesting a PAS liquor license which allows the sale of all types of packaged alcohol for consumption off the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Steve Stockton, Rich Buchanan, Marabeth Clapp, and Steve Petersen; George Boyle, Asst. Corporation Counsel; Tracey Covert, City Clerk; and Bobby Ghotra, Store Manager and Kuldip Singh, owner, Applicant representatives.

Commissioner Buchanan opened the liquor hearing. He requested that the Applicant present the business plan. Bobby Ghotra, Manager and Applicant representative, addressed the Commission. He would perform the same type of work. He was currently employed in Decatur, IL. Kuldip Singh would own and operate two (2) stores. Mr. Ghotra informed the Commission that Mr. Singh had formed a new corporation. There would be a new corporation with new corporate officers.

Commissioner Stockton arrived at 4:07 p.m.

Mr. Ghotra noted that no changes were planned at the store.

Commissioner Clapp noted that Mr. Ghotra managed the Decatur store. She questioned if there had been any violations. Mr. Ghotra informed the Commission that during his three (3) year tenure there had not been any issues.

Commissioner Buchanan questioned if Mr. Ghotra would be a hands on manager. Mr. Ghotra responded affirmatively.

Commissioner Peterson questioned the business hours. Mr. Ghotra provided the following: Monday through Saturday - 9:00 a.m. to 10:00 p.m.; Sunday - 10:00 a.m. to 7:00 p.m.

Commissioner Stockton questioned Decatur's sale hours. Mr. Ghotra cited the following no sales are allowed between the hours of 2:00 a.m. and 6:00 a.m. – Monday through Saturday, and between 2:00 a.m. and 10:00 a.m. on Sunday.

Commissioner Buchanan addressed the Liquor Application. Mr. Ghotra informed the Commission that currently he was not a resident of McLean County. Commissioner Buchanan noted that the Application should be corrected, (see Liquor Questionnaire item 1(i) Legal Requirements). Mr. Ghotra informed the Commission that the same corporation would hold the Decatur and Bloomington stores. Mr. Singh was purchasing the business. Commissioner Stockton noted that one (1) corporation would hold two (2) stores, (Bloomington and Decatur). Mr. Ghotra noted that Mr. Singh look forward to the opportunity to expand his business.

Commissioner Buchanan questioned the floor plan. Mr. Ghotra stated that there were no planned changes to same.

Commissioner Petersen questioned staff training. Mr. Ghotra noted that customers must be twenty-one (21) years old to enter the store. Mr. Singh had an audit program. Each employee is checked two (2) times a month. If one does not pass, then he/she is terminated. Employees are taught to check each customer's identification. The business practices would be the same in Bloomington as at the Decatur store.

Commissioner Buchanan opened the hearing to public input.

Jeevan Singh, current business owner and license holder, addressed the Commission. This spring, Famous Liquors passed an audit by the state. He had received a letter of commendation.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph in accordance with City Code. In accordance with City Code, approximately 5 courtesy copies of the Public Notice were mailed. In addition, the Agenda for the June 9, 2009 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: Not applicable, new liquor license due to change of ownership.

Respectfully,

Reviewed and concur:

Stephen F. Stockton
Chairman of Liquor Commission

Randall D. McKinley
Police Chief

Motion by Alderman Anderson, seconded by Alderman Purcell that a PAS liquor license for Famous Trading, Inc., d/b/a Famous Wine & Spirits, located at 1404 E. Empire, be created, contingent upon compliance with all applicable health and safety codes.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Application of Herradura, LLC, d/b/a Herradura, located at 909 N. Hershey Rd., for an RAS liquor license, which will allow the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week

RECOMMENDATION: Based on the above, the Liquor Commission recommends to the City Council that an RAS liquor license for Herradura, LLC, d/b/a Herradura, located at 909 N. Hershey Rd., be created, contingent upon compliance with all applicable health and safety codes.

BACKGROUND: The Bloomington Liquor Commissioner Rich Buchanan called the Liquor Hearing to hear the request of Herradura, LLC d/b/a Herradura, located at 909 N. Hershey Rd., requesting an RAS liquor license which allows the sale of all types of alcohol by the glass for consumption on the premises seven (7) days a week. Present at the hearing were Liquor Commissioners Steve Stockton, Rich Buchanan, Marabeth Clapp, and Steve Petersen; George Boyle, Asst. Corporation Counsel; Tracey Covert, City Clerk; and Tommy Chanthaluxay and Vilayphone Keodara, owners, and Armando Martinez, Manager, Applicant representatives; and Mac Arnold, Applicant's attorney.

Commissioner Buchanan opened the liquor hearing. He requested that the Applicant present the business plan. Tommy Chanthaluxay, owner and Applicant representative, addressed the Commission. He introduced his wife, Vilayphone Keodara. He currently owned a restaurant in Charleston, IL. Armando Martinez, Manager and Applicant representative, addressed the Commission. He currently managed a restaurant in Charleston, IL. He would also manage the restaurant in Bloomington. Commissioner Buchanan noted that Herradura would be located in the space formerly occupied by Le Peep restaurant.

Mr. Chanthaluxay stated that Herradura would serve lunch and dinner. The floor plan would remain the same as Le Peep. Herradura would also hold a liquor license. Mr. Martinez had years of experience in restaurant management. He had also attended TIPS, (Training for Intervention Procedures by Servers of Alcohol), training.

Commissioner Buchanan questioned Mr. Martinez's employment in Charleston. Mr. Martinez noted Los Potrillos. Mr. Chanthaluxay informed the Commission that he operated a Thai restaurant in Charleston. He and Mr. Martinez were employed at two (2) different establishments.

George Boyle, Asst. Corporation Counsel, questioned if Mr. Martinez would manage both restaurants. Mr. Martinez responded negatively. He planned to relocate to Bloomington.

Commissioner Clapp questioned the business hours and Mr. Martinez's experience. Herradura would be open from 11:00 a.m. to 10:00 p.m. He noted that there would be no liquor service to those under twenty-one (21) years of age. There were no issues.

Commissioner Buchanan noted that in both Charleston and Bloomington a percentage of a restaurant's customers would be college students. Mr. Martinez stated that staff would be trained to request identification.

Commissioner Petersen questioned if the restaurant would also offer a bar. Mr. Martinez responded negatively. Alcohol would only be served with food and offered at table service.

Commissioner Stockton questioned if Mr. Chanthaluxay currently held a liquor license. Mr. Chanthaluxay responded affirmatively. His restaurant also offered table service. There were no violations.

Commissioner Stockton questioned the Herradura's kitchen hours. Mr. Chanthaluxay responded 11:00 a.m. to 10:00 p.m.

Commissioner Buchanan questioned the Applicant's parking arrangement with Terry Winn, landlord. Mr. Chanthaluxay informed the Commission that his lease included forty-five (45) parking spaces.

Commissioner Buchanan opened the hearing to public comment. No one came forward to address the Commission.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Public notice was published in the Pantagraph in accordance with City Code. In accordance with City Code, approximately 13 courtesy copies of the Public Notice were mailed. In addition, the Agenda for the June 9, 2009 Meeting of the Liquor Commission was placed on the City's web site. There also is a list serve feature for the Liquor Commission.

FINANCIAL IMPACT: This will be a new liquor license with an annual fee of \$2,210.

Respectfully,

Reviewed and concur:

Stephen F. Stockton
Chairman of Liquor Commission

Randall D. McKinley
Police Chief

Motion by Alderman Anderson, seconded by Alderman Purcell that an RAS liquor license for Herradura, LLC, d/b/a Herradura, located at 909 N. Hershey Rd., be created, contingent upon compliance with all applicable health and safety codes.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: An Ordinance Amending Chapter 8, Section 85, Requiring the Registration and Vaccination of Cats

RECOMMENDATION: That the ordinance be passed.

BACKGROUND: Both the Town of Normal and the County of McLean have ordinances requiring cat owners in their jurisdiction to register and vaccinate their cats. Most responsible owners are already having their cats vaccinated as it is simply good care for their house pets. Amending the City’s Ordinance to bring it into conformance to the ordinances in neighboring jurisdictions should not be an imposition for the majority of cat owners.

Year	Cats vaccinated with a Bloomington address	Cats vaccinated with a Normal address
2008	4,156	2,053
2009 YTD	1,687	811

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by:

Randall D. McKinley
Chief of Police

Recommended by:

David A. Hales
City Manager

Reviewed for legal sufficiency:

J. Todd Greenburg
Corporation Counsel

ORDINANCE NO. 2009 - 40

**AN ORDINANCE AMENDING BLOOMINGTON CITY CODE
CHAPTER 8, SECTION 85**

BE IT ORDAINED by the City Council of the City of Bloomington, Illinois:

SECTION 1. That Bloomington City Code Chapter 8, Section 85, be amended by replacing the entire paragraph to read as follows (additions are indicated by underlining; deletions are indicated by strikeouts):

SEC. 85 FAILURE TO REGISTER A DOG OR CAT.

(a) It shall be illegal for any person to own or have in his or her possession or custody a dog or cat which is not currently registered with McLean County, Illinois as required by applicable law. Any person owning or having a dog or cat in his or her possession or custody must have displayed upon the dog or cat, or in the immediate possession of the person then in control of the dog or cat, proof that the dog or cat has been vaccinated by a licensed veterinarian, which must be displayed upon demand by a City of Bloomington Police Officer or Animal Control Officer of McLean County, Illinois. A metal tag, commonly called a “dog tag”, showing current vaccination of the dog or cat shall create a presumption that the dog or cat is registered with the County of McLean; however, this presumption shall not apply if the police officer or Animal Control Officer has information that the dog or cat is not in fact registered.

(b) Police officers of the City of Bloomington and McLean County Animal Control Officers are authorized to summarily seize as a public nuisance any dog or cat for which proof of current vaccination is not displayed or in the immediate possession of the person then in custody or possession of such dog; police officers and McLean County Animal Control Officers are similarly authorized to summarily seize as a public nuisance any dog for which the police officer or Animal Control Officer has information that the dog is not registered with the County of McLean. Such officers shall not relinquish such dog until proof of current registration is supplied by the owner or custodian of such dog or cat. A dog or cat which is not currently registered as required by law shall not be released unless payment for such registration is made to the County of McLean. A dog which is not claimed after seven business days from the date of seizure (not counting the date the dog or cat is seized) shall become the property of the County of McLean.

(c) The requirement that a dog or cat be registered with the County of McLean shall not apply to persons owning or possessing a dog or cat which is temporarily in the City as an entrant in a public exhibition, contest or show sponsored by a dog or cat club association or similar organization held in the City of Bloomington. However, for this exception to apply the sponsor of the exhibition, contest or show must have given prior written notice of the public exhibition, contest or show to the City Clerk of the City of Bloomington and the Health Department of McLean County, Illinois.

(d) The penalty for violation of this Section shall be \$250.00 for a first offense, \$500.00 for a second offense, and \$1000.00 for third and subsequent offenses.

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

SECTION 3. The City Clerk shall be, and she is hereby directed and authorized to publish this Ordinance in pamphlet form as provided by law.

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

SECTION 5. This Ordinance shall take effect immediately upon passage and approval.

PASSED this 22nd day of June, 2009.

APPROVED this 23rd day of June, 2009.

APPROVED:

Stephen F. Stockton
Mayor

ATTEST:

Tracey Covert
City Clerk

Alderman McDade questioned this item and staff's expectations. Randy McKinley, Police Chief, stated this was not an enforcement issue. This text amendment would keep the City in line with the Town of Normal and McLean County. A vast majority of cat owners practice good pet care.

Alderman Sage noted it was the pet owner's responsibility. Chief McKinley stated some veterinarians provide this service.

Motion by Alderman Anderson, seconded by Alderman Purcell that the Ordinance be passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Lake Bloomington Lease Transfer Petition for Lot 14, Block 2 of Camp Kickapoo from Paul and Karen Nord to Gary and Sally Erwin

RECOMMENDATION: That the Lake Lease Transfer be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

BACKGROUND: Staff has reviewed the Lake Bloomington Lease Transfer Petition for Lot 14, Block 2 of Camp Kickapoo from Paul and Karen Nord to Gary and Sally Erwin and finds it in order. The sewage disposal system was recently inspected and several items needed to be addressed. The septic tank has been pumped as recommended, risers are in place to facilitate future maintenance of the system and the City will require an audible and visible alarm to be placed on the pump chamber in case there is a pump failure. The alarm system must be in place by August 1, 2009. Staff will insure that this improvement is completed by the date specified.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Not applicable.

FINANCIAL IMPACT: This transfer will have a neutral financial impact in that the lease uses the current formula, (\$0.40 per \$100 of Equalized Assessed Value) for determining the Lake Lease Fee. This lake lease income will be posted to Lake Lease revenue account 5010-50100-50110-57590.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Craig M. Cummings
Director of Water

David A. Hales
City Manager

Alderman Purcell questioned the lease rate. Craig Cummings, Director of Water, stated the 1998 rate which was .40 per \$100 Equalized Assessed Value (EAU). These funds were used for road maintenance. They did not cover costs. General Fund revenue supplemented same. There was no average lease.

Motion by Alderman Anderson, seconded by Alderman Purcell that the Lake Lease Transfer be approved and the Mayor and City Clerk be authorized to execute the necessary documents.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Dedication of an Easement for Sanitary Sewer located at Westminster Village

RECOMMENDATION: That the Dedication be approved and the Ordinance passed.

BACKGROUND: A request has been received from Westminster Village, Inc. via Lewis, Yockey & Brown, Inc., which grants an easement for a sanitary sewer. The sanitary sewer easement generally parallels the existing right of way of Veterans Parkway near the intersection of Mercer Avenue. The easement is necessary to extend and maintain a sanitary sewer which will serve the Busey Bank located at 1111 S. Veterans Parkway. Busey Bank is responsible for construction of the sewer. It will be accepted by the City for maintenance once it has been installed and inspected. The sewer is currently under construction.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Westminster Village, Inc. and Busey Bank.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by:

Jim Karch
Interim Director of Public Works

Reviewed as to legal sufficiency:

Todd Greenburg
Corporation Counsel

Recommended by:

David A. Hales
City Manger

PETITION FOR APPROVAL OF EASEMENT DEDICATION

State of Illinois)
) ss.
County of McLean)

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

Now comes Westminster Village, Inc hereinafter referred to as your Petitioner respectfully representing and requesting as follows:

- 1. That your petitioner is the owner of the freehold or lesser estate therein of the premises hereinafter described in Exhibits A and B attached hereto and made a part hereof by this reference;
- 2. That your petitioner seeks approval of the instruments of dedication of said premises to be known and described as Westminster Village Sanitary Sewer Easement attached hereto and made a part hereof;
- 3. That your petitioner also seeks approval of the following exemptions or variations from the provisions of Chapter 24 of the Bloomington City Code, 1960: None

WHEREFORE, your petitioner prays that the dedication for the Westminster Village Sanitary Sewer Easement submitted herewith be approved with the exemptions or variations as requested herein.

Respectfully submitted,

By: Westminster Village, Inc.

By: Lewis, Yockey & Brown, Inc.

David P. Brown

ORDINANCE NO. 2009 - 41

AN ORDINANCE APPROVING THE WESTMINSTER VILLAGE DEDICATION OF A PERMANENT PUBLIC SANITARY SEWER EASEMENT

WHEREAS, there was heretofore filed with the City Clerk of the City of Bloomington, McLean County, Illinois a Petition for approval of the Westminster Village Sanitary Sewer Easement, legally described in Exhibit A & B attached hereto and made a part hereof by this reference; and

WHEREAS, said Petition requests the following exemptions or variations from the provisions of the Bloomington City Code – 1960, as amended: None, and

WHEREAS, said Petition is valid and sufficient and conforms to the requirements of the statutes in such cases made and provided and the Permanent Sanitary Sewer Easement Dedication instrument attached to said Petition was prepared in compliance with the requirements of the Bloomington City Code except for said requested exemptions and/or variations; and

WHEREFORE, said exemptions and/or variations are reasonable and in keeping with the intent of the Land Subdivision Code, Chapter 24 of the Bloomington City Code – 1960, as amended.

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

1. That the Westminster Village Dedication of A Permanent Public Sanitary Sewer Easement and any and all requested exemptions and/or variations be, and the same is hereby approved.
2. That this Ordinance shall be in full force and effective as of the time of its passage this 22nd day of June, 2009.

APPROVED:

Stephen F. Stockton
Mayor

ATTEST:

Tracey Covert
City Clerk

EXHIBIT A

Permanent Sanitary Sewer Easement

A part of the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 11, Township 23 North, Range 2 East of the Third Principal Meridian, City of Bloomington, McLean County, Illinois, more particularly described as follows: Commencing at the northeast corner of Lot 1 First Federal Subdivision recorded as Document No. 94-22315 in the McLean County Recorder of Deeds Office; thence S.14°-14'-33''E. 206.52 feet on the easterly line of said Lot 1 First Federal Subdivision to the Point of Beginning; thence N.62°-24'-49''E. 288.76 feet; thence N.55°-22'-31''E. 348.69 feet; thence N.51°-38'-00''E. 369.51 feet; thence S.38°-22'-00''E. 33.64 feet to the northwesterly right of way line of Veterans Parkway per Right of Way Plat recorded as Document No. 2000-14156 in the McLean County Recorder of Deeds Office; thence S.51°-26'-23''W. 261.12 feet on said northwesterly right of way line of Veterans Parkway; thence S.54°-00'-23''W. 367.33 feet on said northwesterly right of way line of Veterans Parkway; thence S.59°-08'-55''W. 214.46 feet on said northwesterly right of way line of Veterans Parkway; thence N.30°-18'-02''W. 12.55 feet on said northwesterly right of way line of Veterans Parkway; thence southwesterly on said northwesterly right of way line of Veterans Parkway 176.73 feet on a non-tangential curve concave to the northwest having a central angle of 02°-06'-02'', a radius of 4820.61 feet and a chord of 176.72 feet bearing S.60°-44'-59''W. from the last described course to the easterly line of said Lot 1 First Federal Subdivision; thence N.14°-14'-33''W. 30.25 feet to the Point of Beginning containing 0.75 acres, more or less, with assumed bearings given for description purposes only.

Temporary Construction Easement

A part of the W $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 11, Township 23 North, Range 2 East of the Third Principal Meridian, City of Bloomington, McLean County, Illinois more particularly described as follows: Beginning at the northwest corner of Lot 1 First Federal Subdivision recorded as Document No. 94-22315 in the McLean County Recorder of Deeds Office; thence N.00°-32'-53'' E. 50.00 feet on the east right of way line of Mercer Avenue; thence S.89°-27'-07''E. 213.51 feet; thence S.14°-14'-33''E. 181.78 feet; thence N. 62°-24'-49''E. 222.44 feet; thence N.55°-22'-31''E. 343.98 feet; thence N.51°-38'-00''E. 397.88 feet; thence S.38°-22'-00''E. 83.54 feet to the northwesterly right of way line of Veterans Parkway per Right of Way Plat recorded as Document No. 2000-14156 in the McLean County Recorder of Deeds Office: thence S. 51°-26'-23''W. 30.00 feet on said northwesterly right of way line of Veterans Parkway; thence N. 38°-22'-00''W. 33.64 feet; thence S.51°-38'-00''W. 369.51 feet; thence S.55°-22''-31''W. 348.69 feet; thence S.62°-24'-49''W. 288.76 feet; to the easterly line of said Lot 1 First Federal Subdivision; thence N.14°-14'-33''W. 206.52 feet to the northeast corner of said Lot 1 Federal Subdivision; thence N.89°-27'-07''W. 175.00 feet to the Point of Beginning containing 1.62 acres, more or less, with assumed bearings given for description purposes only.

Alderman Purcell questioned this item. Jim Karch, Director - Public Works, reviewed the process to accept a sewer.

Motion by Alderman Anderson, seconded by Alderman Purcell that the Dedication be approved and the Ordinance passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Revised Preliminary Plan for Harvest Pointe Subdivision

RECOMMENDATION: That the revised preliminary plan for Harvest Pointe Subdivision be approved and the Ordinance passed.

BACKGROUND: In January, 2006 the City Council approved annexation and a preliminary plan for the Harvest Pointe Subdivision, located north of East Empire and east of Towanda-Barnes Road. The original preliminary plan consisted of commercial lots with a B-1, Highway Business District, zoning along the Empire Street frontage with a mixture of residential lots to the north. These lots were a mixture of attached and detached single family homes; modestly dropping in density moving north.

Recently, the owner of the property started working on a new marketing plan which would provide for detached single family homes for virtually the same cost as an attached home. The lots need to be somewhat smaller to accomplish this. The need for smaller lots precipitated this request. This proposal eliminates the proposed attached single family lots and creates standard home lots, while narrowing existing residential lots. The net result is the same number of homes on a slightly different configuration. The resulting lots still meet or exceed all zoning requirements for single family lots in the R-1C zoning district.

The Planning Commission reviewed this case on May 20, 2009. The following is the action taken by the Commission:

Case Z-05-09 Public Hearing on the petition submitted by RBT of Illinois, LLC, requesting approval of the Revised Preliminary Plan of the Harvest Point Subdivision, commonly located as the north of Illinois Rt. 9, and east of Towanda Barnes Rd., consisting of approximately 110.5 acres, more or less.

Chairperson Cain asked for the staff report. Mr. Huber deferred most of the explanation to the Petitioner. The proposal is to change current attached single family lots to detached single family lots, then in another area reduce the width of the lots to increase the density along one (1) street. The net change in units is 0. Staff recommends approval.

Chairperson Cain opened the public hearing and asked for testimony in support of the petition. The following persons came forward:

- Mr. Neil Finlen, Farnsworth Group, 2709 McGraw Dr
- Mr. Bill Peifer, 4901 Peifer Lane, Champaign, Illinois

Mr. Finlen stated he represented the Petitioner in this matter. A revised plat map was submitted and posted. He pointed to areas on the map currently zoned as B-1, Highway Business, existing detached single family lots, and the requested single family detached lots.

The Petitioner requests the removal of the attached single family home lots and permission to reconfigure the area to allow all detached single family homes. There will be a slight change in lot width to accommodate the increase in separate lots, the smallest lots that were 65' in width would now be a minimum of 60'. This request is still in excess of the required 50'. The total square footage of the lots would be approximately 7500 square feet. These are again larger than the required 6600 square foot.

These changes would allow consumers to own a single family detached home for close to the \$200,000 price range. This price was originally what consumers were paying for an attached single family home. Mr. Finlen referred to the Saturday edition of the Pantagraph in discussing an article on downsizing, living smarter in smaller homes, and the future of the home market.

Bill Peifier appeared as a representative of Signature Homes. He presented another project his company is working on in Savoy, Illinois. That project is similar to the request for the Harvest Pointe Subdivision. The company is building smaller homes on smaller lots and the Savoy City Council is very happy with the results. Two-thirds of the homes were already sold.

Chairman Cain questioned the remainder of the subdivision. Signature Homes owns only the street for this requested change. They had an option to purchase more, but that had lapsed. He was unaware of the future of the remainder of the land.

Chairman Cain asked how the additional lots were created. Mr. Finlen explained that all lots would lose some footage on width to create the extra lots. Some of the larger lots with three (3) car garages were shortened to allow two (2) car garages. He reminded the Commission that the Petitioner is requesting a decrease in density by allowing the detached single family lots.

Chairman Cain called for any other testimony. After hearing none, he closed the hearing and requested feedback from the Northeast subcommittee. Ms. Brandt made a motion to recommend approval to the City Council. Mr. Schultz seconded the motion which passed by a vote of 9 to 0 with the following votes being cast on roll call:

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Notice of the Planning Commission meeting was completed as required.

FINANCIAL IMPACT: Not applicable.

Respectfully submitted for Council consideration.

Prepared by:

Mark R. Huber
Director of PACE

Recommended by:

David A. Hales
City Manager

Reviewed as to legal sufficiency:

J. Todd Greenburg
Corporation Counsel

PETITION FOR APPROVAL OF PRELIMINARY PLAN FOR A SUBDIVISION

State of Illinois)
) ss.
County of McLean)

TO: THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF BLOOMINGTON ILLINOIS.

Now comes RBT of Illinois, LLC, hereinafter referred to as your Petitioner(s) respectfully representing and requesting as follows:

1. That your petitioner is interested as Owner/Developer in the premises hereinafter in Exhibit A attached hereto and made a part hereof to be known by this reference;
2. That your Petitioner seeks approval of the Preliminary Plan for a subdivision of said premises to be known and described as Harvest Pointe – Revised Subdivision which Preliminary Plan is attached hereto and made a part hereof;
3. That your Petitioner also seeks approval of the following exemptions or variations from the provisions of Chapter 24, of the Bloomington City Code:

Construction of Decorative Berm
 4.02G – Length of Cul-de-sac
 4.03b – Width of Right of way

WHEREFORE, your Petitioner prays that the Preliminary Plan for the Harvest Pointe – Revised Subdivision submitted herewith be approved with the exemptions or variations as requested herein.

Respectfully submitted,

RBT of Illinois, LLC

ORDINANCE NO 2009 - 42

**AN ORDINANCE APPROVING THE PRELIMINARY PLAN OF THE
HARVEST POINTE – REVISED SUBDIVISION**

WHEREAS, there was heretofore filed with the City Clerk of the City of Bloomington, McLean County, Illinois, a petition for approval of the Preliminary Plan of Harvest Pointe – Revised Subdivision, legally described in Exhibit A attached hereto and made a part hereof by this reference;

WHEREAS, said Petition requests the following exemptions or variations from the provisions of the Bloomington City Code, 1960, as amended:

Construction of Decorative Berm

4.02G – Length of Cul-de-sac

4.03b – Width of Right of way

WHEREAS, said Petition is valid and sufficient and conforms to the requirements of the statutes in such cases made and the Preliminary Plan attached to said Petition was prepared in compliance with the requirements of the Bloomington City Code except for said requested exemptions and/or variations; and

WHEREFORE, said exemptions and/or variations are reasonable and in keeping with the intent of the Land Subdivision code, Chapter 24 of the Bloomington City Code, 1960, as amended.

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

1. That the Preliminary Plan of the Harvest Pointe – Revised Subdivision and any and all requested exemptions and/or variations be, and the same is hereby approved.
2. That this Ordinance shall be in full force and effective as the time of its passage on this 22nd day of June, 2009.

APPROVED:

Stephen F. Stockton
Mayor

ATTEST:

Tracey Covert
City Clerk

EXHIBIT A
Description of Property

All that part of the Southwest Quarter of Section 32, Township 24 North, Range 3 East of the Third Principal Meridian, McLean County, Illinois, lying north of the North Right-of-Way Line of a parcel of land conveyed by deed Recorded as Document No. 97-3108 in the McLean County Recorder's Office and the Northerly Extension thereof. Said property contains 110.5 acres, more or less.

Alderman Stearns questioned the revision. David Hales, City Manager, the lot dimensions had changed.

Motion by Alderman Anderson, seconded by Alderman Purcell that the revised Preliminary Plan for Harvest Pointe Subdivision be approved and the Ordinance passed.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

SUBJECT: Approval to Execute Grant Agreement from the Illinois Department of Commerce and Economic Opportunity (DCEO) and Permission to Seek Bids for One (1) Single Stream Recycle Truck

RECOMMENDATION: That the Grant Agreement be approved, the Mayor and City Clerk be authorized to execute the necessary documents, and staff be granted permission to seek bids.

BACKGROUND: At the December 8, 2008 Work Session a presentation was made to Council which addressed single stream recycling. Council granted authority to staff to apply for an Illinois Recycling Grant for "Converting to a Single Stream Recycle Program". Staff has received notice of grant receipt pending approval from DCEO. The grant amount is \$60,000 for the purchase of a single stream recycle truck.

The following is a summary of the benefits of single stream recycling:

1. Increase tonnage of recyclables per year by an estimated 20%.
2. Increase the diversion rate within the City.
3. Move one step closer to an automated collection system for recycling.
4. Increased truck capacity.

5. Increased resident usage.
6. Decreased fuel usage for recycle truck.

Staff respectfully requests permission to seek bids for a single stream recycle truck and use the State of Illinois Joint Purchasing Contract, if available.

The City owns three (3) other recycle trucks, which also have exceeded their planned life cycle. These trucks are in need of replacement. There are not funds available at this time to do so.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Ecology Action Center and the Town of Normal.

FINANCIAL IMPACT: The total cost of this truck is estimated to be \$158,000. The DCEO Illinois Recycle Grant would provide \$60,000 towards the purchase of the truck. The remaining \$98,000 would come from the Contingency Fund. No funds were budgeted for this purchase.

Respectfully submitted for Council consideration.

Prepared by:

Recommended by:

Jim Karch
Interim Director of Public Works

David A. Hales
City Manager

Alderman Anderson expressed concern that a costly item had a supplemental grant. He was not opposed to single stream recycling as future direction. He was not comfortable with this item. He requested additional facts before making a decision. Jim Karch, Director - Public Works, reminded the Council that this item had been discussed during the December 3, 2008 Work Session. The long term solid waste management goals included: 1.) single stream efficient collection and 2.) increased collection rates. Automation was the key to efficiency. There were timing and funding difficulties. The City had applied for a grant. Without a local match, the City could lose the grant. He noted the Capitol Bill which was on the Governor's desk contained a single stream automated truck. David Hales, City Manager, noted the Contingency Fund, (\$250,000) which was for emergency purchases. The City needed a long range comprehensive plan. The City currently had older refuse/recycling equipment. The City needed to adopt cost efficient methods for solid waste management. This grant would be a wise expenditure. The City would look to the Capitol Bill.

Alderman Stearns questioned if this bill was a House or Senate Bill. Mr. Karch stated House Bill 313 was on Governor's desk.

Alderman Stearns questioned if these funds could only be used for a single stream truck. Mr. Karch noted this truck's cost, (\$270,000). The Capitol Bill was for single stream trucks. Manual routes would still be in place in the City. Citizens would choose their container. He noted collection efficiencies. The downside would be contaminants.

Alderman Schmidt was uncomfortable with \$98,000 expenditure. She was also uncomfortable with the Capitol Bill. The City could end up with nothing. Mr. Karch questioned what was being voted down. Mr. Hales stated there would be no vote tonight. The City was struggling to provide recycling services. This item could be put on hold. The Town of Normal does not provide curbside collection. The Council was concerned about the expenditure. The City needed a strong comprehensive strategy. He recommended rejection of this item if the Council was unsure how the year would play out.

Alderman Sage was interested in a comprehensive strategic approach to refuse collection. Mayor Stockton stated if the Council rejected the grant, it needed to explain to the State the reasons why. He hoped this action would not hurt future opportunities. Mr. Karch reminded the Council that staff had been given the authority to apply for the grant.

Alderman Sage questioned the status of the comprehensive review of solid waste services. Mr. Karch stated the recycling market agreements had expired. He would include single stream recycling recommendation to the ad hoc bulk waste committee. He cited manual versus automated refuse collection. Mr. Hales offered to work with Mr. Karch to develop a time line. He recommended that this item be laid over. Mr. Karch could seek a time extension regarding the grant request. Mayor Stockton stated that work would continue on single stream recycling.

Alderman Sage questioned if the City would continue to offer a curbside program. Mayor Stockton cited the convenience it offered and encouraged same.

Alderman Purcell supported the idea of single stream recycling. He questioned if the City could afford curb side pick up and the truck.

Alderman Sage stated that staff be given the direction that the Council was committed to curbside pickup and single stream recycling.

Alderman Huette stated an overall evaluation was needed. All were open to a review before looking into a decision regarding single stream recycling. Mr. Karch informed the Council that single stream recycling could go forward with existing equipment. He believed the majority of citizens were interested in curbside pickup.

Alderman Purcell noted that the Council granted permission to apply for the grant. Single stream was the most efficient process. He noted the current equipments' age.

Alderman McDade stated a misunderstanding of the comprehensive plan. She requested clarification regarding refuse collection.

Alderman Fruin believed this had been a healthy discussion. He noted the Contingency Fund. The City needed to build its reserves. The Council should try not to spend this fund.

Motion by Alderman Huette, seconded by Alderman Hanson that the item be laid over until the Council's September 28, 2009 meeting and staff be instructed to contact the Illinois Department of Commerce and Economic Opportunity to request an extension on this grant.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Stearns, Huette, Schmidt, McDade, Anderson, Hanson, Sage, Fruin and Purcell.

Nays: None.

Motion carried.

The following was presented:

Presentation – Economic Development Council – Marty Vanags.

Larry Mashoff, Chairman of the Economic Development Council (EDC), thanked the Council for their partnership. It was a public and private partnership. He discussed goals, objectives, and future plans. The EDC was an important part of the community. The EDC had paid dividends and assisted local business with mentoring, resources, and education. He cited the One Voice program which pursued federal dollars. He recognized the City's financial situation. He noted the benefits of the EDC.

Marty Vanags, Economic Development Council's, Chief Executive Officer, addressed the Council. He presented an update regarding the EDC's Navigating a New Direction program. This program was a five (5) year initiative for economic growth and prosperity for the Bloomington-Normal area, 2007 – 2011. He thanked the Mayor and the Council for the opportunity to address them. Mayor Stockton expressed his opinion that economic development was one of the most important issues facing the community. Mr. Vanags had prepared a Power Point presentation. He commented that beautification was a part of the community which in turn was a part of economic development. The EDC embarked upon this programming initiative in 2007. This program consisted of four (4) priorities: 1.) Business Assistance, Retention and Expansion; 2.) New Business Recruitment and Development; 3.) Community Improvement; and 4.) Program Oversight and Investor Relations.

The goal of Priority #1 was to understand the needs of local businesses and industry and to increase the capacity to support them. Specific objectives included visiting 500 businesses during 2007 – 2008. A Circle of Seven program would be a mentoring program. There also was a business incubator program. The goal of Priority #2 was to increase the EDC's visibility among target industries, develop a higher level of industry knowledge among same, and use the knowledge to compete for and attract businesses to McLean County. Specific objectives included marketing a Central Illinois regional brand by viewing I-39 as a logistics corridor. The goal of Priority #3 was for the EDC to serve as

leader, catalyst, and coordinator of projects and initiatives that improve and move the goal of greater economic development community forward. Specific objectives included the One Voice program for the Town of Normal, County of McLean, and City. This program promoted the area to the federal government. Economic development impacts the quality of life. The goal of Priority #4 was to move the area forward with the support and investment from local businesses, governments and other stakeholders. Their continued support would be based upon the success of Priorities 1 – 3. He described this priority as program oversight and investor relations. In closing, he thanked the City for its continued support. He added his belief that this program was important to the community. Economic development benefits the entire community. Mr. Vanags introduced the EDC staff members who were present.

The following was presented:

SUBJECT: Economic Development Council of Bloomington Normal Annual Funding Request

RECOMMENDATION: That the 2009-2010 Annual Payment in the amount of \$80,000 be approved.

BACKGROUND: In January of 2003, the Economic Development Council, (EDC), the McLean County Chamber of Commerce, (MCC), and the McLean County Convention and Visitors Bureau, (CVB) were separated into three (3) distinct organizations. This decision was dictated by the need for each organization to more effectively compete with neighboring communities and regions for economic development, tourism, and business retention.

The EDC developed a five (5) year strategic plan, entitled “Navigating a New Direction”, designed to enhance the economic growth and prosperity of the Bloomington/Normal area. This aggressive plan was developed with input from numerous community leaders, both from the government and education sectors, as well as from private businesses. As a part of this plan, the EDC hoped to derive the majority of its funding from private sector organizations which brought about the change in the Board’s representation. The Board was expanded to twenty-three (23) members with an emphasis on private sector membership. In the past, the EDC received funding from the City, McLean County, the Town of Normal, Trades and Labor, Corn Belt Energy, AmerenIP, Nicor, McLean County Mayors Associations and the MCC.

The success of this five (5) year plan is dependent upon the EDC ability to attract new investor members from the local business community as well as the continued strong support from local government, educational institutions, and organized labor.

A request for additional funding to support this plan was approved by the Council at their July 24, 2006 meeting. This request was for \$400,000 over five (5) years. The EDC has made an annual presentation to update the Council on the status of the plan. Presentations were made at the August 27, 2007 and September 22, 2008 Council meetings. The EDC also made a presentation to the Council at this evening’s meeting.

COMMUNITY GROUPS/INTERESTED PERSONS CONTACTED: Chief Executive Officer of the EDC, Town of Normal, and City staff.

FINANCIAL IMPACT: Funding for the EDC annual payment of \$80,000 has been budgeted in the general fund non-departmental category. The increase to EDC's funding began in October 2006, the last payment for this plan would occur in September 2011.

Respectfully submitted for Council consideration.

Prepared and recommended by:

David A. Hales
City Manager

Attachment 1

To: Honorable Mayor and Members of the City Council

From: Staff

Subject: Funding Increase of \$35,000 Per Year to the Economic Development Council of the Bloomington Normal Area

In January of 2003, the Economic Development Council, (EDC) the McLean County Chamber of Commerce, (Chamber) and the McLean County Convention and Visitors Bureau, (MCVB) were separated into three distinct organizations. This new approach was dictated by the need for each of these three organizations to more effectively compete with neighboring communities and regions for economic development, tourism, and business retention.

Since 2003, the EDC has operated its offices from the Central Illinois Regional Airport, (CIRA). The EDC currently has only two employees, those being the director and an administrative assistant. Over the past couple of years, the EDC has been working on the development of a five year strategic plan, entitled "Navigating a New Direction", designed to enhance the economic growth and prosperity of the Bloomington/Normal area. This very aggressive plan was developed with input from numerous community leaders, both from the government and education sectors, as well as from private businesses. This aggressive plan will require an anticipated investment, over the next three years, of \$3 million. From this investment, the five year EDC initiative, (2007-2011), is expected to result in the following local economic development impact:

- Creation of 1,000 new primary jobs resulting in 1,926 total new jobs
- Inject \$83,331,000 in new earnings annually into the communities
- Generate a total of \$100 million in new capital investment
- Resulting in a total community GDP of \$258.8 million

Currently, the EDC has an annual operating budget of \$165,000 which is primarily funded by the three largest McLean County local governments, Bloomington, Normal and McLean County (\$135,000). The EDC also receives small amounts of funding from various other organizations including Trades and Labor, Corn Belt Energy, AmerenIP, Nicor, McLean County Mayors Association, and the McLean County Chamber of Commerce.

Until recently, the Board of Directors consisted of seven members including a representative from each of the three local governments, one from the Chamber, one from the Workforce Investment Task Force and one from the McLean County Mayors Association. Recently, the Board was expanded from 7 to 23 members with emphasis on private sector membership. As part of the “Navigating a New Direction” Plan, the EDC hopes to derive the majority of its funding (70%) from private sector organizations which dictated the change in representation on the Board of Directors.

The two Mayors and the County Board Chair have automatic positions on the Board as do the two University Presidents and the President of Heartland Community College. The rest of the Board consists primarily of representatives of large and small private sector businesses from the Bloomington/Normal area.

The Leadership Committee, charged with recruiting the new “investor members” to the EDC with a goal of raising \$3 million over a five year period, consists of the following community leaders:

Mayor Chris Koos
Mayor Steve Stockton
County Board Chair Mike Sweeney
ISU President Al Bowman
IWU President Dick Wilson
Willie Brown, Vice President, State Farm
Bob Lakin, President, Commerce Bank
Larry Maschhoff, President, Bank of Illinois
Dave Magers, Chief Financial Officer, Country Insurance and Financial Services

Staff supports the requested additional funding which would raise the City’s annual contribution to EDC by \$35,000 from \$45,000 to \$80,000. The current annual budget of the EDC clearly cannot sustain any kind of a competitive and successful economic development program. When comparing the Bloomington/Normal EDC to similar economic development organizations in other Central Illinois communities, the staffing level and budget of the Bloomington/Normal EDC falls far short of those counterpart agencies. The additional funding would start September 1, 2006. This results in an additional \$23,333 this fiscal year. Funding for this request this fiscal year will come from General Fund Reserves.

The five year plan includes some ambitious yet achievable objectives. The current EDC Executive Director, Marty Vanags, was appointed to this position approximately 18 months ago and has already made tremendous progress in expanding the level of service and the overall effectiveness of the organization. However, in order to move the organization forward in a

significant way and accomplish the objectives contained within the five year initiative, it will require significant increases in professional staff as well as additional clerical support. It will, therefore, be imperative for the organization to attract a number of new investor members from the local business community as well as the continued strong support from local government, educational institutions, and organized labor.

Staff respectfully recommends that Council approve providing an additional \$35,000 per year to the EDC prorated as of September 1, 2006.

Respectfully submitted,

Tom Hamilton
City Manager

Alderman Sage questioned if the amount requested had been the same as last year. Mr. Vanags stated in 2006, there was an \$80,000 increase requested over a five (5) year period. He had met with all the Council members.

Alderman Sage cited the City's financial situation. He requested that the EDC reduce its request. Mr. Vanags stated the budget had been reduced. A staff member had been laid off. Their offer to the City was the same as their offer to McLean County and the Town of Normal. Mayor Stockton questioned the number of pledges. Mr. Vanags stated thirty percent (30%) had been from the public sector and seventy percent (70%) were from the private sector. There were over one hundred (100) pledges from a wide range of investors. He cited the annual operating budget, (\$630,000).

Alderman Anderson stated his intention to abstain. He served on the EDC Board. He represented NICOR, his employer. David Hales, City Manager, questioned the Enterprise Zone fees. Mr. Vanags noted that they supplemented the EDC's efforts. There were one (1) time costs. They were not used for operating costs. He introduced the staff present.

Alderman Sage questioned the thirty percent (30%) public pledges. Mr. Vanags stated each unit pledged \$80,000 per year. The payments were equal.

Alderman Sage requested a ten percent (10%) reduction or \$8,000. Mr. Vanags would not offer and could not volunteer same.

Alderman Huette questioned the private sector investors. Mr. Vanags noted the seventy-thirty (70/30) ratio was common for economic development agencies.

Alderman Huette had seen the EDC grow to new levels. It was difficult to offer full funding. All needed to share the pain. EDC needed to review their budget and look for other opportunities. He purposed reducing EDC funding to \$40,000. Mayor Stockton stated the City would reap the benefit.

Alderman Huette believed the EDC was a good investment with good results. The Council needed to look at big picture.

Alderman Anderson noted these funds were a match. The Town and County could take similar action. The reduction would be \$120,000.

Alderman Schmidt believed now was the wrong time to reduce the EDC's funding. She appreciated the EDC's efforts and their positive impact. These funds had been well spent. Mayor Stockton knew the work that had been done and the impact it had made. The annual amount had been approved. He believed Alderman Huette's suggestion was extreme.

Alderman Fruin believed that the EDC was the third (3rd) leg of the stool. The City funded the Downtown Bloomington Association (DBA) and the Convention and Visitors Bureau (CVB). He requested that Mr. Hales work with the Town. The EDC was a part of the plan and worked cooperatively with other organizations. They needed to examine management of the budget. They needed to look at the big picture and consider all aspects one at a time. It was not the time to cut the budget.

Alderman Hanson stated business owners and investors were part of the partnership. The private sector made an investment in the EDC. The public sector also offered support to continue growth. The EDC was seeking revenue/income streams. He supported the EDC, its hardworking staff and committed Board.

Alderman Stearns appreciated the timing and private investment. The EDC was critically important. The City's budget was in crisis. She noted the US Cellular Coliseum debt (bond service). She also noted that CIRPA funds were more serious. There had been missed opportunities. The Council will need to raise taxes. A reduction in spending was in order. She believed the crisis was real. The Council needed to be serious about reducing spending.

Alderman Purcell thanked the EDC for their time. Small businesses were the backbone of the economy. It was short sided to reduce EDC funding. It helped the community rebound. He was concerned about the City's budget. The EDC had proven their return on investment.

Alderman McDade also thanked the EDC for the presentation. She recognized those in attendance. She presented a business case to support budget connections. This would require time and finances. She believed the third (3rd) of the three (3) had been done a disservice. Items were in the budget. There was a budget crisis. She was confused by the symbolic act. The Council should act in good faith. There needed to be a balance between the City and the taxpayers. Mr. Vanags anticipated possible reductions.

Alderman Sage stated it was not creditable and recommended a ten percent (10%) reduction. Mayor Stockton understood the situation. The EDC would continue to show an improved value. Mr. Vanags offered to meet with Mr. Hales. Mr. Hales stated the Council

had heard from the DBA, CVB, and EDC. He would look at future funding and how these organizations had grown. The Council was committed to long term funding. Agreements were coming to an end. He questioned the future and where the City was headed with contributions. The EDC was a mix of funding which included the private sector. He requested future reports. The information that had been presented had been helpful.

Motion by Alderman Hanson, seconded by Alderman Schmidt that the 2009-2010 Annual Payment in the amount of \$80,000 be approved.

The Mayor directed the clerk to call the roll which resulted in the following:

Ayes: Aldermen Schmidt, McDade, Hanson, Fruin and Purcell.

Nays: Aldermen Stearns, Huette and Sage.

Abstains: Alderman Anderson.

Motion carried.

MAYOR'S DISCUSSION: Mayor Stockton stated the strategic planning and FY 2010-2011 budget cycle would occur in August or September 2009. It had been an interesting year addressing budget strategies.

CITY MANAGER'S DISCUSSION: David Hales, City Manager, announced a joint meeting between the Town of Normal and the City would be held on Monday June 29, 2009. The Council would discuss One Voice in August 2009. The Council would receive a map regarding the pot hole repair program. The work would not continue throughout the summer. The City needed to continue street repairs. He discussed the revenue report and reviewed same. He recognized Tim Ervin's, Director of Finance, efforts. Revenue reporting had been changed to better represent actual receipts. There would also be new monthly financial reports in the near future.

ALDERMEN'S DISCUSSION: Alderman McDade thanked the Parks, Recreation and Cultural Arts staff. Families have benefitted and enjoyed the quality programs. She suggested the City consider a Facebook group, "Ask an Alderman", as an experiment. Mayor Stockton stated that Aldermen McDade and Anderson were looking at new ways to communicate.

Alderman Sage noted the meetings length. He recognized the staff's efforts. RIMCO changes had provided significant savings. This was an achievement. David Hales, City Manager, gave credit to staff. Barbara Adkins, Deputy City Manager, and Todd Greenburg, Corporate Counsel, had overseen the transition and implementation.

Alderman Fruin requested that the funding for the three (3) organizations (DBA, CVB, EDC) needed to be addressed in the near future. Other organizations also receive City funding. He believed the organizations merited an invitation to a Work Session. The

Council was concerned about funding levels. The vote had been split but he believed the Council was philosophically close.

Alderman Schmidt questioned the date for the Council's retreat. Mr. Hales cited his preference that all elected officials be in attendance. A facilitator would be selected. Mayor Stockton stated the retreat would be late on a Friday for about three (3) hours and Saturday in the morning to mid afternoon. Mr. Hales preferred two (2) full days based on the facilitator's experience.

Alderman McDade was willing to coordinate electronic communication.

Alderman Schmidt questioned the timing of the traffic signals on Veterans Parkway. Jim Karch, Director of Public Works, noted staff had been working on same for the past two (2) months. Work would continue on same.

Alderman Purcell cited the article in the Pantagraph regarding the Skate Board Park event over the weekend. The vote concerning the EDC had planted a seed. Growth was important. The Council needed to look long term and take risks.

Alderman Stearns thanked John Butler, Central Illinois Arena Management's (CIAM) President, for the budget breakdown. She questioned the US Cellular Coliseums (USCC) expenses and operating loss. She also questioned how to address the issue in terms of the budget. Mr. Hales stated the USCC budgeted \$250,000 to help cover losses. There was some funding. Staff was working on same. He would provide an updated/amended FY 2009/2010 budget. It would come from better data.

Alderman Stearns cited past oversight of committee goals. Mayor Stockton stated there were three (3) general goals: 1.) financial; 2.) attendance; and 3.) benefits to the community. Each year the first draft of the budget goals were provided in September. Council may make requests. The USCC had been working on expense reductions. It continued to be a cost. Steps were being taken to alleviate same. More accountability was needed.

Alderman Huette stated last year there had been less dark nights. CIAM had cited risk. Financially, the City should inform the public of the subsidy level for the City's various venues.

Alderman Stearns stated that would be comparing apples to oranges.

Alderman Hanson stated the building was publicly owned and privately managed.

Alderman Stearns believed there should be public accountability, transparency and disclosure.

Alderman Anderson noted a shooting in Ward 1. He had attended the press conference. All were concerned about the situation. The Council needed to return to the

basics. Communication was important. There had been no change in patterns. He was confident in the Police Department. The Council should reach out to the County and look for opportunities to work together.

Motion by Alderman Hanson, seconded by Alderman Schmidt, that the meeting be adjourned. Time: 10:14 p.m.

Motion carried.

**Tracey Covert
City Clerk**

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