

2008 LEGISLATIVE INDEX

NUM	LEGISLATION	TYPE	AMEND CODE	COMMITTEE DATE	COMMITTEE DO PASS	FINAL ACTION DATE	FINAL ACTION	SYNOPSIS
	ORDINANCES							
Ord. 08-01	ORDINANCE 08-01 TO AMEND THE PRELIMINARY PLAN FOR THE WOOLERY PLANNED UNIT DEVELOPMENT (PUD) TO ALLOW 38 ATTACHED SINGLE FAMILY UNITS ON PARCEL G - Re: 1302 W Countryside Lane (Langley Construction)	PUD	NO	3/26/2008	2 (Sandberg, Wisler) -1 (Volan) - 6 (Ruff, Piedmont, Rollo, Sturbaum, Mayer, Satterfield)	4/2/2008	6-0 Wisler, Ruff, Volan absent	This ordinance would amend the Preliminary Plan for the Woolery PUD by allowing 38 attached single family homes on Parcel G
Ord. 08-02	ORDINANCE 08-02 TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "ADMINISTRATION AND PERSONNEL" Re: Amending Section 2.12.100 Entitled "Bloomington Commission on Sustainability" to Change Residency Requirements and Clarify the Voting Status of the Ex Officio Member	Title 2 BCOS	YES	2/27/2008	5 (Rollo, Piedmont, Ruff, Sandberg, Sturbaum) -0-4 (Wisler, Volan, Satterfield, Mayer)	3/5/2008	7- 2 (Wisler, Mayer)	This ordinance makes two changes to Chapter 2.12.100 of the Bloomington Municipal Code entitled "Bloomington Commission on Sustainability." The first change renames a section and provides for no more than four members to live outside of the City but within the County, two of whom may be appointed by the Mayor and two of whom may be appointed by the Common Council. The second change clarifies that the ex officio appointee from the Common Council is a voting member of the Commission.
Ord. 08-03	ORDINANCE 08-03 TO AMEND THE TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "ADMINISTRATION AND PERSONNEL" Re: Amending Section 2.23.060 Entitled "Commission on the Status of Women – Establishment" to Increase Its Size from Seven to Nine Commissioners	Title 2 SCW	YES	3/5/2008	9-0-0	3/19/2008	7-0 Wisler, Volan absent	This ordinance is sponsored by Councilmembers Sandberg and Piedmont and amends Section 2.23.060 of the Bloomington Municipal Code entitled "Commission on the Status of Women – Establishment" by increasing its size from seven to nine commissioners.
Ord. 08-04	TO AMEND TITLE 8 OF THE BLOOMINGTON MUNICIPAL CODE, ENTITLED "HISTORIC PRESERVATION AND PROTECTION" TO ESTABLISH A HISTORIC DISTRICT - Re: Prospect Hill Conservation District (Bloomington Historic Preservation Commission, Petitioner)	Title 8 Historic	YES	4/9/2008	6 (Piedmont, Ruff, Sandberg, Volan, Sturbaum, Mayer) - 0 - 3 (Rollo, Wisler, Satterfield)	4/16/2008	8-1 (Wisler)	This ordinance amends Chapter 8.20 of the Bloomington Municipal Code entitled "The List of Designated Historic Districts" in order to designate Prospect Hill as a conservation district. The Bloomington Historic Preservation Commission sought this action and, after a public hearing on March 13th, 2008, recommended them to the Common Council based upon certain historic and architectural criteria set forth in Title 8 (Historic Preservation and Protection). The conservation district is, in general, less restrictive than a full historic district, and only requires the review of proposals to demolish or move buildings or construct new principal or accessory buildings. It will have an initial term of three years at which time the Commission will submit a report to the Council indicating whether the residents of the district want it to continue as a conservation district, be elevated to a full historic district, or be rescinded.
Ord. 08-05	TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "ADMINISTRATION AND PERSONNEL" Re: Repealing and Deleting Section 2.12.040, Entitled "Tree Commission", and Adding Section 2.20.150, Entitled "Tree Commission" <i>As amended by the following amendment</i>	Title 2 Tree	YES	4/23/2008	8-0-0 Wisler absent	5/7/2008	8-0 Mayer absent	This ordinance amends the Bloomington Municipal Code by moving the enabling provision for the City's Tree Commission from the jurisdiction of the Board of Public Works to that of the Board of Park Commissioners. This ordinance also: (1) updates the purpose and duties of the Tree Commission; (2) clarifies the role of the City's Urban Forester (formerly known as the City Landscaper); (3) provides for the election of commission officers; and (4) establishes that the Tree Commission shall meet at least six (6) times per calendar year.

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	Amendment #1 to Ord 08-05	AMDMT		N/A	N/A	5/7/2008	8-0 Mayer Absent	This amendment is sponsored by Councilmember Sturbaum and addresses the concern that the Tree Commission be able to advise the Plan Commission on tree-related matters as they arise. This codifies their advisory capacity to the Plan Commission.
Ord. 08-06	TO AMEND TITLE 12 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "STREETS, SIDEWALKS AND STORM SEWERS" Re: Repealing Chapter 24 Entitled "TREES", and Replacing it with Chapter 24 Entitled "TREES AND FLORA" <i>As amended by the following amendments</i>	TITLE 12 Trees	YES	4/23/2008	4 (Mayer, Satterfield, Sturbaum, Piedmont) - 2 (Wilser, Volan) - 3 (Rollo, Ruff, Sandberg)	5/7/2008	8-0 Mayer Absent	This ordinance shifts the authority and administration for the care of public trees from the Board of Public Works to the Board of Park Commissioners. This ordinance also clarifies the City's decision-making authority regarding public trees and the tree lawn. The expanded definition section assists the reader in understanding the terms used throughout the ordinance. Procedures for implementing the permitting process and for appealing a decision made by the Board of Park Commissioners are provided. This ordinance references, but does not incorporate, the City of Bloomington Tree Work Manual, which contains approved tree lists and guidelines and specifications to be used to carry out the intent of this ordinance.
	Amendment #1a to Ord 08-06	AMDMT	n/a	N/A	N/A	5/7/2008	8-0 Mayer absent	This amendment is sponsored by Councilmembers Piedmont and Sturbaum. It fixes three scrivener's errors, amends all required time limits to be timed as working days, rather than calendar days, and adds an appeal process for citizens aggrieved by the City's notice of tree removal. The new appeal process allows an aggrieved citizen to utilize the same appeal process that is in place for tree permit appeals and notice of violation appeals, both of which involve a public hearing. The only difference is that an appeal of the City's notice of tree removal must be made within seven working days, as opposed to the ten working days allowed for the other two appeals. This time limit is shorter because an appeal made within seven working days of notice of tree removal will definitely be made before the City takes the tree down, as the City's notice must be made at least ten working days before the tree is removed. The placard placed on the tree will include the date of posting, so that when the amendment period begins is clear.
	Amendment #2 to Ord 08-06	AMDMT		N/A	N/A	5/7/2008	8-0 Mayer absent	This amendment is sponsored by Councilmember Piedmont and revives the target of replacing twenty percent more trees than it removes an annual basis and does so with practices observed by certified Urban Foresters.
Ord. 08-07	(pawn shops) not introduced							
Ord. 08-08	ORDINANCE AUTHORIZING THE CITY OF BLOOMINGTON, INDIANA TO ISSUE ITS "CITY OF BLOOMINGTON, INDIANA ECONOMIC DEVELOPMENT REVENUE BONDS, SERIES 2008 (HENDERSON COURT APARTMENTS PROJECT)" AND APPROVING AND AUTHORIZING OTHER ACTIONS IN RESPECT THERETO	BOND	NO	5/14/2008	8-0-0 Sturbaum absent	5/22/2008	9-0	This ordinance approves a request by SY Henderson Court Investors, L.P., for an amount not to exceed \$7,250,000 in multi-family housing revenue bonds for the acquisition and rehabilitation of Henderson Court Apartments, 2475 Winslow Court. Henderson Court will continue to house persons whose income is at or below 60% of the Area Median Income.

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Ord. 08-09	<u>ORDINANCE 08-09 TO AMEND ORDINANCE 07-18 WHICH FIXED THE SALARIES OF APPOINTED OFFICERS, NON-UNION AND A.F.S.C.M.E. EMPLOYEES FOR ALL THE DEPARTMENTS OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, FOR THE YEAR 2008 - Re: Positions in the Employee Services Department, Public Works Department, Parks and Recreation, and Utilities</u>	SALARY	NO	5/28/2008	9-0-0	6/4/2008	9-0	This ordinance amends the City of Bloomington Salary Ordinance for the year 2008 (Ordinance 07-18). The amendments change the grades of the Benefits Manager and Office Manager (Employee Services) along with the Engineering Field Specialists and the grade and title of the Assistant Traffic Control Specialist (Public Works Department). The amendments also change the grade and title of the Youth Services Manager and one of the Working Foremen positions (Parks and Recreation), converting them to Health/Wellness Coordinator and Crew Leader respectively. They also change the grade and title of the Budget/Research Analyst (Utilities), and include the addition of a Customer Service Representative, which was accounted for in the 2008 budget but not added to the Salary Ordinance.
Ord. 08-10	<u>ORDINANCE 08-10 TO AMEND TITLE 18 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "FIRE PREVENTION" (To Repeal and Re-Enact Said Title)</u> <i>As amended by the following amendments</i> ***DENIED BY STATE Fire Prevention and Building Safety Commission and therefore NOT CODIFIED.	TITLE 18 Fire Code	YES	6/25/2008	7-0-2 (Wisler, Volan)	7/16/2008	9-0	This ordinance repeals and replaces the current Title 18. The current Fire Prevention Code for the City is very basic. This proposed ordinance creates the following: a definition section, language specifying the availability of assistance from law enforcement, procedures for the investigation of fires, new procedures for inspections and how reports are to be maintained. A new inspection fee system has been added wherein: the first inspection is free; the first reinspection is free provided all violations from the prior inspection have been remedied; the first reinspection results in a fee of \$100 if the violations from the prior inspection have not been remedied; all additional reinspections result in a fee of \$200; and courtesy inspections of fire protection systems are free of charge. The new ordinance specifically states that the Fire Chief, with the approval of the State Fire Marshal, has the authority to close a noncompliant building or cease a building from being built if it is noncompliant. New language has been added making it an offense to disturb or destroy fire appliances and to cross emergency lines. T overhauled; the new section has specific fines for specific offenses and a general catch-all fine for all other fines not listed.
	Amendment #1 to Ord 08-10	AMDMT		N/A	N/A	7/16/2008	9-0	This amendment is sponsored by Councilmember Piedmont and makes two minor corrections or clarifications to the ordinance. The first clarifies that the inspection report may be sent to one or more of the following persons: owner, operator, occupant, and/or other person responsible for the building or property depending upon the nature of the violation(s) found. The second acknowledges that persons may appeal both denial of permit and the issuance of a fine
	Amendment #2 to Ord 08-10	AMDMT	N/A	N/A	N/A	7/16/2008	9-0	This amendment is sponsored by Councilmembers Sturbaum and Wisler and expands the section on chimeneas to include other small, moveable outdoor fire places. It also rewords the section and removes the restriction against using the device for cooking (as long as doing so is in accordance with the manufacturer's guidelines).

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	Amendment #3 to Ord 08-10 DEFEATED	AMDMT	N/A	N/A	N/A	7/16/2008	4 (Ruff, Wisler, Piedmont & Volan) - 5 (Rollo, Sandberg, Sturbaum, Satterfield & Mayer)	The ordinance would impose a \$2,500 fine for the first violation of the over-occupancy limit and would double that amount for the second and subsequent violations that occur within 12 months of that violation up to \$7,500. This amendment introduces a graduated fine of \$1,250 for a Class 1 violation of the over-occupancy requirements in order to account for the first, perhaps inadvertent violation of this requirement. A Class 1 over-occupancy violation would occur when it is the first offense within a 12-month period and the number of occupants is no more than 10% over the occupancy limits. A Class 2 over-occupancy violation would occur when it was either: 1) the first violation of the over-occupancy requirement within 12 months and the number of occupants was more than 10% over the posted limits; or, 2) the second violation within a 12-month period and the first violation was treated as a Class 1 violation. Under this amendment the fine for the next violation after a Class 2 violation would be \$5,000.
	Amendment #4 to Ord 08-10	AMDMT	N/A	N/A	N/A	7/16/2008	5 (Rollo, Piedmont, Wisler, Volan, Ruff)-4 (Sandberg, Sturbaum, Satterfield, and Mayer)	This amendment would require exit doors used solely for emergency egress in areas of assembly with occupancy loads of over fifty but less than one thousand persons (e.g. bars, restaurants, meeting rooms, performance venues, etc.) to be framed with luminescent or reflective tape or paint in a color that contrasts with adjacent surfaces. It addresses the natural tendency of occupants to leave the way they entered by helping occupants identify and use exits other than the main entrance in the event of an emergency. The fine for the first violation of this requirement would be \$50 and double for second and subsequent offenses that occur with 12 months of the first up to a maximum of \$7,500
	Amendment #5 to Ord 08-10 DEFEATED	AMDMT	N/A	N/A	N/A	7/16/2008	4 (Rollo, Piedmont, Ruff & Volan) - 5 (Wisler, Sandberg, Sturbaum, Satterfield & Mayer)	This amendment requires the business operator or agent to announce the location of the emergency exits immediately prior to the main performance in "regulated places of amusement or entertainment" with occupancy limits of over 50 but below 1,000 persons where alcohol is served and performances or shows occur. Please note that the foregoing places with occupancy loads exceeding 1,000 persons already are required to have an automated voice recording locating exits in the event of an emergency
	Amendment #6 to Ord 08-10	AMDMT	N/A	N/A	N/A	7/16/2008	9-0	This amendment makes five changes to Section 18.20.010 (Penalties and Appeals) and one change to Chapter 18.12 (Fire Protection Equipment, etc.) First, it raises the fine for failure to service extinguishers from \$10 to \$50. Second, it raises the fine for failure to post occupant loads from \$10 to \$100. Third, it changes the line concerning blocked exit to read "Blocking Any Marked Exit" in order to establish that the violation applies to each exit door that is blocked. Fourth, it inserts a new violation entitled "Locking, Chaining, or Rendering Inoperable Any Marked Exit," sets the fine for first violation at \$2,500 and the fine for second and subsequent violations with 12 months at \$7,500, and makes that fine apply to each exit where the violation occurs. The amendment also creates a separate violation in Chapter 18.20 entitled "Locked, Chained or Inoperable Exits." Fifth, it shifts the line for "Crossing Emergency Fire Line or Limit" so that it appears with other violations with a \$500 fine
Ord. 08-11	To Amend the Preliminary Plan for the Woolery Planned Unit Development (PUD) to Allow Additional Dwelling Units on Parcel D -- Re: 2770 S. Adams St. (Monroe House, Petitioner).	PUD	NO	7/9/2008	7-0 Piedmont, Sturbaum absent	7/16/2008	9-0	This ordinance amends the Preliminary Plan for Parcel D of the Woolery Planned Unit Development (PUD) by allowing an additional 10 units over the previously authorized 48 units for the Monroe House at the northwest corner of West Tapp Road and South Adams Street.

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Ord. 08-12	TO VACATE A PUBLIC PARCEL Re: Four Right-of-Ways on the Property Known as Fairview School Located at 627 West 8th Street (Monroe County School Corporation, Petitioner)	ROW	NO	11/12/2008	5 (Piedmont-Smith, Sandberg, Ruff, Sturbaum, Mayer) - 0-2 (Wisler, Volan) Rollo, Satterfield absent	11/9/2008	8-0 Satterfield did not participate in this discussion.	The petitioner, Monroe County Community School Corporation, requests vacation of four right-of-ways located on property commonly known as Fairview School at 627 W. 8th Street in order to build a new elementary school
Ord. 08-13	TO VACATE A PUBLIC PARCEL Re: A Portion of the Walnut Grove Right-of-Way Running Between and Intersecting with Portions of East Cottage Grove and East 11th Street (The Trustees of Indiana University, Petitioner)	ROW	NO	12/10/2008	0-1 (Volan) -8	12/17/2008	8-1 (Volan)	The petitioner, the Trustees of Indiana University, request vacation of the public right-of-way commonly known as a portion of Walnut Grove running between and intersecting with portions East Cottage Grove and East 11th Street.
Ord. 08-14	AN ORDINANCE FIXING THE SALARIES OF OFFICERS OF THE POLICE AND FIRE DEPARTMENTS FOR THE CITY OF BLOOMINGTON, INDIANA, FOR THE YEAR 2009	salary	NO	9/3/2008	7-0-0 Mayer, Sturbaum absent	9/10/2008	9-0	This ordinance sets the maximum salary rates for all sworn fire and police personnel for the year 2009 in accordance with Council-approved collective bargaining agreements.
Ord. 08-15	AN ORDINANCE FIXING THE SALARIES OF APPOINTED OFFICERS, NONUNION AND A.F.S.C.M.E. EMPLOYEES FOR ALL THE DEPARTMENTS OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, FOR THE YEAR 2009	salary	NO	9/3/2008	7-0-0 Mayer, Sturbaum absent	9/10/2008	8-0 Rollo out of room	This ordinance sets the maximum 2009 salary for all appointed officers, non-union and A.F.S.C.M.E. employees for all the departments of the City of Bloomington.
Ord. 08-16	TO FIX THE SALARIES OF ALL ELECTED CITY OFFICIALS FOR THE CITY OF BLOOMINGTON FOR THE YEAR 2009	salary	NO	9/3/2008	6-1 (Wisler) -0 Mayer, Sturbaum absent	9/10/2008	8-1 (Wisler)	This ordinance sets the maximum 2009 salary rate for all elected city officials for the City of Bloomington.
Ord. 08-17	AN ORDINANCE REVIEWING AND MODIFYING THE BUDGET OF THE BLOOMINGTON PUBLIC TRANSPORTATION CORPORATION FOR THE YEAR 2009	Transit Budget	NO	9/3/2008	1 (Sandberg) -1 (Volan) -5 (Rollo, Piedmont, Ruff, Wisler, Satterfield)	9/10/2008	6-2 (Wisler, Volan); Piedmont left meeting before vote	Indiana law calls for the Common Council to review and modify the budget of the Public Transportation Corporation (PTC). This ordinance constitutes the Council's review and modifications, if any, of the PTC budget for 2009.
Ord. 08-18	TO AMEND TITLE 2 ENTITLED "ADMINISTRATION AND PERSONNEL," (Inserting Chapter 2.29 Establishing the Department of Economic and Sustainable Development) AS AMENDED <i>As amended by the following amendment</i>	Title 2 Admin	YES	9/3/2008	3 (Sandberg, Ruff, Wisler)-0-4 (Rollo, Piedmont, Satterfield, Volan) Mayer, Sturbaum absent	9/10/2008	9-0	This ordinance creates the Department of Economic and Sustainable Development. It states the purpose and intent of the department and describes the Director's position.

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	Amendment #1 to Ordinance 08-18	AMDMT	n/a			9/10/2008	9-0	This amendment is Co-Sponsored by Danise Alano, Director of Economic Development and Councilmember Dave Rollo, District 4. It rewrites the "whereas" clauses to focus the term "economic development" on "responsible and reasonable" economic development that improves the quality of life and economic vitality of the City. It was revised to reflect Councilmember Piedmont's and Rollo's preference for the term "economic development" rather than economic growth in the third whereas clause.
Ord. 08-19	TO AMEND TITLE 15 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "VEHICLES AND TRAFFIC" AS AMENDED <i>As amended by the following amendments</i>	Traffic	YES	10/29/2008	2 (Sandberg, Sturbaum)-0-7 (Wisler, Piedmont-Smith, Ruff, Rollo, Volan, Satterfield, Mayer)	11/5/2008	8-1 (Volan)	This ordinance makes numerous changes to the Bloomington Municipal Code. This includes stop intersections, yield intersections, no parking zones, limited parking zones, loading zones, bus zones, accessible parking for persons with physical disabilities, parking prohibited facing traffic, special exceptions, residential neighborhood permit parking, restrictions violations and penalty, applicable times and charges, parking leases, city hall visitor parking, general provisions and violations and penalties.
	Amendment #1 to Ordinance 08-19 ADOPTED	AMDMT		10/29/2008	3 (Piedmont-Smith, Rollo, Sturbaum)-0-6 (Sandberg, Wisler, Ruff, Volan, Satterfield, Mayer)	11/5/2008	8-1 (Wisler)	This amendment is sponsored by Councilmember Piedmont-Smith. It converts the intersection of Henderson and Allen Street from a 1-Way stop for traffic on Allen to a Multi-Way stop for traffic on Allen, the Bryan Park Entrance, and Henderson. This change was recommended by the Traffic Commission in order to slow traffic on Henderson which, on average, was going almost twice the legal limit of 20 mph. However, it was opposed by staff, which concluded that the traffic counts did not warrant the stop and stop signs should not be used to slow traffic. In an understanding with the Council Office, all such disputed items come forward as an amendment that needs sponsorship a member of the Council.
	Amendment #3 to Ordinance 08-19 ADOPTED	AMDMT		10/29/2008	7-0-2 (Satterfield, Mayer)	11/5/2008	9-0	The ordinance would convert all of the spaces on the north and south side of 4th Street between Madison and Rogers from unrestricted parking to 2-hour parking from 5:00 a.m. to 5:00 p.m. on Monday through Saturday. This amendment is sponsored by Councilmember Sturbaum and would add three 1-hour parking spaces on the north side of this block to help businesses in the area and leave a few spaces near Rogers Street on this side of the block unrestricted to help the residents of the area. In particular, it would place two 1-hour parking spaces just east of the alley and one 1-hour parking space just west of the alley and leave the remaining spaces west of the alley as unrestricted parking.
	Amendment #4 to Ordinance 08-19 FAILED	AMDMT		N/A	N/A	11/5/2008	1 (Volan) -8	This amendment is sponsored by Councilmember Volan and would require the Office of the Mayor to submit a comprehensive public parking report on a quarterly basis to the Council Office. The purpose of the audit is to provide accurate records of parking supply and demand over time to help develop and implement a rational and fact-based transportation plan to promote the vitality of the downtown.
	Amendment #5 to Ordinance 08-19 ADOPTED	AMDMT		10/29/2008	7-0-2 (Satterfield, Mayer)	11/5/2008	7 - 2 (Volan, Satterfield)	This amendment is sponsored by Councilmember Ruff on behalf of the Administration and would lower the increase in the escalating fine for a Class D Violation. Currently the fine rises from \$15 to \$30 if not paid within seven calendar days. The ordinance proposes that the fine rise from \$25 to \$40 when not paid in that time frame. This amendment would have that fine rise from \$20 to \$40 and be consistent with the doubling of the fine when not paid within seven calendar days.

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	Amendment #6 to Ordinance 08-19 NOT INTRODUCED AT FINAL ACTION	AMDMT		10/29/2008	1 (Volan) - 5 (Sandberg, Wisler, Sturbaum, Satterfield, Mayer) - 3 (Piedmont-Smith, Rollo, Ruff)	not introduced for final action	NA	This amendment is sponsored by Councilmember Volan and brings forward one of the two changes proposed by Bloomington Transportation Options for People (BTOP). The change would increase the price for a 12 hours per day/ 5 days per week (12/5) non-reserved monthly pass from \$38 to \$46 so that it would match the former price for the 12/5 reserved monthly pass.
	Amendment #7 to Ordinance 08-19 ADOPTED	AMDMT				11/5/2008	9-0	This amendment corrects citations in Section 48 and Section 58 of the ordinance.
Ord. 08-20	TO AMEND THE PRELIMINARY PLAN FOR THE CLARIZZ PLANNED UNIT DEVELOPMENT (PUD) TO ALLOW AN ADDITIONAL 1350 SQUARE FEET OF MEDICAL OFFICE SPACE - Re: 583 S. Clarizz Blvd. (Orthopedics of Southern Indiana)	PUD	NO	10/29/2008	8-0-1 (Satterfield)	11/5/2008	9-0	This ordinance allows for an additional 1,350 square feet of medical office space within the Clarizz Office Park Planned Unit Development
Ord. 08-21	TO VACATE A PUBLIC PARCEL – Re: A segment of the Fairview Street Right-of-Way Running North/South Between 515 West Patterson Drive and 1300 South Patterson Drive (Cook Pharmica, LLC, Petitioner)	ROW	NO	10/29/2008	8-0-1 (Satterfield)	11/19/2008	9-0	The petitioner, Cook Pharmica, LLC., requests vacation of the public parcel commonly known as the Fairview Street right-of-way running north/south between 515 West Patterson Drive and 1300 South Patterson Drive on the south side of Patterson Drive.
RESOLUTIONS								
Res. 08-01	NOT INTRODUCED							
Res. 08-02	TO AMEND THE CITY'S COMPREHENSIVE PLAN TO INCLUDE AN UPDATE TO THE ALTERNATIVE TRANSPORTATION AND GREENWAYS SYSTEM PLAN AS AMENDED <i>As amended by the following amendments</i>	PLAN	NO	1/23/2008	6- 1 (Volan)- 2 (Rollo, Wisler)	2/5/2008	9-0	This resolution amends the City's Growth Policies Plan (GPP) by updating the Alternative Transportation and Greenways System Plan. This plan provides policy recommendations and strategies for transportation facilities, quality of life standards, and economic development and environmental goals to attain for the City of Bloomington as they pertain to bicycle, pedestrian, and other non-automobile oriented modes of transportation.
	Amendment #1 to Resolution 08-02 ADOPTED	AMDMT	N/A	N/A	N/A	2/5/2008	9-0	This amendment is sponsored by Councilmember Piedmont and changes the Plan Directive by accounting for two key pieces of policy guidance not currently mentioned in the Plan. These pieces of legislation were adopted after the inception of the Plan and include <u>Resolution 06-05</u> , <i>Supporting the Kyoto Protocol and the Reduction of the Community's Greenhouse Gas Emissions</i> and <u>Resolution 06-07</u> <i>Recognizing the Peak of World Petroleum Production</i> .
	Amendment #2 to Resolution 08-02 ADOPTED	AMDMT	N/A	N/A	N/A	2/5/2008	6 – 3 (Mayer, Satterfield & Wisler)	This amendment is sponsored by Councilmember Volan and replaces the words "Alternative" with the words "Bicycle and Pedestrian" wherever it appears before the word "transportation" in the Plan, except where it refers to the 2001 Plan or is used in a different context. It also notes that change in the body of <u>Resolution 08-02</u> . The purpose of the amendment is to help change the public's thinking about bicycle and pedestrian forms of transportation so that they are considered co-equal to and not an "alternative" to driving a car.

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	Amendment #3 to Resolution 08-02 ADOPTED	AMDMT	N/A	N/A	N/A	2/5/2008	8-1 (Mayer)	This amendment is sponsored by Councilmember Sturbaum and was prepared at the meeting. It inserts the Circulation Framework document of the City's Downtown Vision and Infill Strategy Plan after the 2007 Sidewalk Inventory Map in the Appendix of the Plan (on page 87) and reflects that change in the Table of Contents. The purpose for inserting this map is to highlight pedestrian routes previously designated in the downtown area and assure that facilities along these routes are subject to the design and other considerations set forth in the Plan.
Res. 08-03	IN SUPPORT OF A CONTINUED PRESENCE OF A DOWNTOWN POST OFFICE RETAIL FACILITY	Statement of SUPPORT	NO	N/A	N/A	1/16/2008	9-0	This resolution is sponsored by Councilmembers Sturbaum, Sandberg, Ruff and Rollo and calls for the United States Postal Service to keep its retail facility in the Bloomington Downtown. Pointing to the long history of a downtown post office, the resolution declares that a downtown post office is an essential community service and a key element of the City's cultural and economic vitality. The resolution also directs the City Clerk to send copies of the resolution to the Indiana Congressional Delegation and United States Postmaster General
Res. 08-04	WAIVING CURRENT PAYMENTS IN LIEU OF TAXES BY THE BLOOMINGTON HOUSING AUTHORITY TO THE CITY	PILOT	NO	None	N/A	1/16/2008	9-0-0	This resolution waives the right of the City of Bloomington to receive payments in lieu of taxes from the Bloomington Housing Authority for the year 2007.
Res. 08-05	TO APPROVE RECOMMENDATIONS OF THE MAYOR FOR DISTRIBUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR 2008	CDBG	NO	2/13/2008	6-0-1 (Wisler) Rollo, Volan absent	2/20/2008	9-0-0	The City of Bloomington is eligible for a Community Development Block Grant of \$842,024 from the Department of Housing and Urban Development for fiscal year 2008. This resolution allocates that funding. It outlines program recommendations by the Mayor with input from the Citizen's Advisory Committee and the Redevelopment Commission. General program areas include: Social Service Programs, Physical Improvements, Housing Programs, Neighborhood Improvements, and Administrative Services.
Res. 08-06	RECOGNIZING THE SPECIAL VALUE OF THE BACKCOUNTRY AREA OF MORGAN MONROE AND YELLOWWOOD STATE FORESTS AND URGING THAT IT BE PERMANENTLY PROTECTED FROM COMMERCIAL LOGGING	Statement of SUPPORT	NO	None	N/A	3/19/2008	7-0-1 (Wisler absent, Volan absent for discussion and abstained.)	This resolution is sponsored by Councilmembers Rollo and Piedmont. It recognizes the special value of the Backcountry Area of Morgan-Monroe and Yellowwood State forests, urges that it be permanently protected from commercial logging, and directs the City Clerk to forward the legislation to Governor Mitch Daniels, the Division of Forestry in the Indiana Department of Natural Resources, and local State representatives.
Res. 08-07	RESOLUTION 08-07 TO AUTHORIZE AGENTS TO ACCEPT PENSION LIABILITY ON BEHALF OF THE CITY OF BLOOMINGTON	PENSION	NO	None	N/A	5/21/2008	9-0	In accordance with state law, this resolution authorizes Michael Trexler, Controller and Daniel Grundmann, Employee Services Director to accept pension liability for the main City of Bloomington Public Employees' Retirement Fund (PERF) account and for the Utilities' PERF account. It also appoints the Controller of Bloomington Public Transit Corporation, Christa Browning, to accept pension liability for Transit's PERF account.

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NUM	LEGISLATION	TYPE	AMEND CODE	COMMITTEE DATE	COMMITTEE DO PASS	FINAL ACTION DATE	FINAL ACTION	SYNOPSIS
Res. 08-08	<u>RESOLUTION 08-08</u> AUTHORIZING THE ALLOCATION OF THE JACK HOPKINS SOCIAL SERVICES PROGRAM FUNDS FOR THE YEAR 2008 AND OTHER RELATED MATTERS	JHSSF	NO	None	N/A	6/18/2008	8-1 (Wisler)	This resolution brings forward the recommendations of the Jack Hopkins Social Services Funding Program Committee. The principal task of the Committee is to recommend funding for local social services agencies which offer proposals consistent with program criteria. Over the last 15 years (1993 – 2007), the City has expended in excess of \$1.3 million dollars to local social services programs. In 2008, the City decided to increase the annual amount of funds for this program from \$145,000 to \$165,000 and to reappropriate an additional \$11,000 of unspent funds from 2007 to bring the total allocation this year to \$176,000. The resolution allocates the social services funds to 16 agency programs, approves the funding agreements with these agencies, accepts the report of the Committee, and authorizes the chair of the Committee to resolve any questions regarding the interpretation of the agreements.
Res. 08-09	<u>RESOLUTION 08-09</u> TO TERMINATE TAX DEDUCTION FOR IMPROVEMENTS TO REAL ESTATE AND ACQUISITION OF NEW MANUFACTURING EQUIPMENT AUTHORIZED BY <u>RESOLUTION 04-21</u> AND <u>RESOLUTION 04-22</u> Re: 1500 South Strong (formerly Patterson) Drive(Schulte Corporation, Owner)	TAX ABATE-MENT	NO	None	N/a	8/6/2008	9-0	This resolution rescinds the tax abatement for improvements to real estate and the purchase of new manufacturing equipment authorized with the adoption of Common Council <u>Resolution 04-21</u> and <u>Resolution 04-22</u> and, thereby, terminates the tax deduction for property at 1500 South Strong Drive.
Res. 08-10	<u>RESOLUTION 08-10</u> OPPOSING MILITARY ACTION AGAINST AND SUPPORTING DIPLOMACY WITH IRAN	Position Statement	NO	None	N/A	8/6/2008	7-1 (Satterfield) Wisler left meeting before this discussion	This resolution cites the Bush Administration's direction to draft plans for a major U.S. bombing campaign against Iran and points out the economic, political and military imprudence of an attack. The resolution highlights Iran's key role as a negotiator of Iraqi sectarian violence – an essential component of an orderly withdraw of U.S. forces from Iraq. The resolution maintains that a war with Iran further compromises global economic and political stability and will cause greater local losses, both in the number of Bloomington residents serving in the armed services and the further diversion of much-needed social service and other local funds to an unwarranted military act. The resolution calls upon the U.S. Congress to: promote negotiations between the U.S. and Iran; pass legislation prohibiting the use of funds to attack Iran; make clear that its 2002 Congressional Resolution authorizing an attack on Iraq does not extend to Iran; discourage an attack on Iran by any U.S. ally as well as any U.S. support of an allied attack; insure that information provided by the Administration to the public is accurate; and authority over the executive. The resolution also calls upon the President of the United States to refrain from any military attack on Iran and from logistical support for such action by a U.S. ally.; Finally, the resolution calls upon the Bloomington City Clerk to send this legislation to the Indiana Congressional Delegation and the President of the United States.

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NUM	LEGISLATION	TYPE	AMEND CODE	COMMITTEE DATE	COMMITTEE DO PASS	FINAL ACTION DATE	FINAL ACTION	SYNOPSIS
Res. 08-11	TO AUTHORIZE EXPENDITURES FROM THE INDUSTRIAL DEVELOPMENT FUND FOR ATTAINMENT OF BENCHMARKS BY COOK PHARMICA LLC AT THE INDIANA ENTERPRISE CENTER	Authorize Expenditure	NO	9/10/2008	7-0-1 (Volan) Piedmont absent	9/17/2008	9-0	In accordance with state law, this resolution authorizes reimbursement to a Bloomington-based corporation, Cook Pharmica, LLC, upon completion of certain approved investments made to their real property located within the City's Community Revitalization Enhancement District ("CRED"). The total reimbursement will not exceed Two Million Dollars (\$2,000,000) and will be made by making annual payments out of the Industrial Development Fund ("IDF"), a non-reverting fund which receives County Option Income Taxes as well as Indiana retail, use, and income taxes generated within the CRED District that exceed a base amount. The IDF supports industrial development and expansion within the CRED District that serves the City of Bloomington
Res. 08-12	TO AUTHORIZE EXPENDITURES FROM THE INDUSTRIAL DEVELOPMENT FUND FOR PHYSICAL IMPROVEMENTS TO SUPPORT AN ECONOMIC DEVELOPMENT PROJECT (COOK PHARMICA, LLC) AT THE INDIANA ENTERPRISE CENTER AS AMENDED	Authorize Expenditure	no	9/10/2008	4 (Mayer, Sturbaum, Satterfield, Sandberg) -0-4 (Rollo, Wisler, Ruff, Volan)	9/17/2008	7-0 Mayer left mtng early, Volan out of the room.	In accordance with state law, this resolution authorizes Five Hundred Thousand Dollars (\$500,000) to be paid out of the Industrial Development Fund ("IDF") for physical improvements to be made to infrastructure in and near the Indiana Enterprise Center, where Cook Pharmica, LLC, has chosen to locate and make continued business investments. The IDF supports industrial development and expansion within the CRED District that serves the City of Bloomington.
	Amendment #1 to Resolution 08-12	AMNDMT		N/A	N/A	9/17/2008	6-2 (Satterfield, Sturbaum) Mayer left mtng early	This amendment would require the Council to approve the final plan for the public improvements associated with these funds.
Res. 08-13	APPROVING THE PURCHASE OF CASCADES TRAILER PARK AND STONE MILL PROPERTIES	Authorize Purchase	no	9/24/2008	9-0	10/15/2008	8-0 Volan Absent	This resolution approves the purchase of two parcels of land adjacent to Cascades Park.
Res. 08-14	SUPPORTING THE CITY OF BLOOMINGTON CERTIFIED LOCAL GOVERNMENT PRESERVE AMERICA APPLICATION	Statement of SUPPORT	no	NA	NA	11/19/2008	9-0	The City of Bloomington, as a certified local government, was asked to apply for Preserve America designation by the Indiana Division of Historic Preservation and Archaeology. In order to recognize the City of Bloomington's substantial efforts to steward endangered historic properties and to further its lengthy advocacy of heritage tourism as an economic development tool, the City will request this designation. The Preserve America program offers competitive grants to assist communities in the successful redevelopment of historic properties and areas
Res. 08-15	EXTENDING THE WORK OF THE BLOOMINGTON PEAK OIL TASK FORCE	Task Force	no	NA	NA	11/19/2008	9-0	This resolution extends the work of the <i>Bloomington Peak Oil Task Force</i> until July 31, 2009. By that date, the Task Force will present a final <i>Bloomington Peak Oil Task Force Report</i> for approval by both the Mayor and Common Council outlining the community's vulnerability to a liquid fuels shortage and strategies to mitigate such a decline in cheap oil.

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Res. 08-16	TO APPROVE THE INTERLOCAL AGREEMENT BETWEEN MONROE COUNTY, THE TOWN OF ELLETTSVILLE AND THE CITY OF BLOOMINGTON FOR ANIMAL SHELTER OPERATION FOR THE YEAR 2009	INTER LOCAL Animal Shelter	no	12/10/2008	8-0 Rollo absent for this vote	12/19/2008	8-0 (Wisler arrived after vote)	This resolution authorizes execution, by the Mayor and Director of Animal Care and Control, of the Animal Shelter Interlocal Agreement for Fiscal Year 2009 between the City of Bloomington, Monroe County and Town of Ellettsville. The agreement provides that Monroe County shall pay the City of Bloomington the sum of \$258,650.00 for 2009 in return for the space the City provides to the County and services it renders on the County's behalf. The agreement further provides that the Town of Ellettsville shall provide the City of Bloomington the sum of \$12,500.00 for 2009 in return for the space the City provides the Town of Ellettsville and services it renders on the Town of Ellettsville's behalf.
Res. 08-17	TO AUTHORIZE EXPENDITURES FROM THE INDUSTRIAL DEVELOPMENT FUND FOR PHYSICAL INFRASTRUCTURE TO SUPPORT AN ECONOMIC DEVELOPMENT PROJECT AT THE INDIANA ENTERPRISE CENTER	Authorize Expenditure	no	12/10/2008	8-0-1 (Volan)	12/19/2008	9-0	In accordance with state law, this resolution authorizes that Three Hundred and Fifty Thousand Dollars (\$350,000) be expended from the Industrial Development Fund ("IDF") to reimburse the IEC, LLC (Developer) for certain site improvements it makes within the Thomson Community Revitalization Enhancement District (CRED). The Developer is making these improvements to facilitate the growth of life sciences sector companies in the City and has arranged for Predictive Physiology & Medicine, Inc. to be the first tenant in its future Life Sciences Business Graduation Facility. The resolution also authorizes the City to enter into an economic development financing agreement with the Developer to include the terms and conditions of the payment and clawback provisions. The IDF supports industrial development and expansion within CRED Districts that serve the City of Bloomington.
Res. 08-18	TO AUTHORIZE EXPENDITURES FROM THE INDUSTRIAL DEVELOPMENT FUND FOR ATTAINMENT OF BENCHMARKS BY IEC, LLC AT THE INDIANA ENTERPRISE CENTER	Authorize Expenditure	no	12/10/2008	9-0	12/19/2008	8-0 (Piedmont-Smith out of room)	In accordance with state law, this resolution authorizes reimbursement of no more than Five Hundred Thousand Dollars (\$500,000) to the IEC, LLC, (Developer) upon completion of certain approved investments made to their real property located within the Thomson Community Revitalization Enhancement District ("Thomson CRED"). The reimbursement will be paid annually out of the Industrial Development Fund ("IDF"), but not exceed more than 75% of the County Option Income Taxes and Indiana retail, use, and income taxes generated by Predictive Physiology & Medicine, Inc., ("PPM") within the Thomson CRED. The IDF supports industrial development and expansion within the CRED District that serves the City of Bloomington.
APPROPRIATION ORDINANCES								
App Ord. 08-01	TO SPECIALLY APPROPRIATE FROM THE GENERAL FUND EXPENDITURES NOT OTHERWISE APPROPRIATED (Appropriating Grant Funds from the General Fund for Animal Care & Control)	ADDITIONAL APPROPRIATION	no	3/5/2008	9-0-0	3/19/2008	7-0 Wisler, Volan absent	This ordinance appropriates \$11,215 from the General Fund – Animal Care & Control for a grant in order to purchase supplies for the foster program and books to give to first time dog owners.

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App. Ord. 08-02	APPROPRIATION ORDINANCE 08-02 TO SPECIALLY APPROPRIATE FROM THE GENERAL FUND, PARKS LAND ACQUISITION FUND, PARKS GENERAL FUND, AND RISK MANAGEMENT FUND EXPENDITURES NOT OTHERWISE APPROPRIATED (Appropriating Funds from the General Fund for Housing and Neighborhood Development; Appropriating Funds from the Parks Land Acquisition Fund and Parks General Fund for Parks and Recreation; and Appropriating Funds from the Risk Management Fund for Worker's Compensation)	ADDITIONAL APPROPRIATION	no	5/28/2008	9-0-0	6/4/2008	9-0	This ordinance appropriates money from the General Fund for Housing and Neighborhood Development (to distribute grant funds not utilized in 2007). It also appropriates money from the Parks Land Acquisition Fund and Parks General Fund for Parks and Recreation (to reimburse the Parks General Fund for expenditures made to pave the site of the former Motorcycle Shop at Cascades Park. Lastly, it appropriates money from the Risk Management Fund for Worker's Compensation (to fund additional expenses).
App. Ord. 08-03	ORDINANCE FOR APPROPRIATIONS AND TAX RATES (2009)	budget	no	9/3/2008	6-0-1 (Wisler) Mayer, Sturbaum absent	9/10/2008	9-0	Civil City Budget for 2009
App. Ord. 08-04	AN ORDINANCE ADOPTING A BUDGET FOR THE OPERATION, MAINTENANCE, DEBT SERVICE, AND CAPITAL IMPROVEMENTS FOR THE WATER AND WASTEWATER UTILITY DEPARTMENTS OF THE CITY OF BLOOMINGTON, INDIANA, FOR THE YEAR 2009	Utilities BUDGET	no	9/3/2008	4(Rollo, Sandberg, Ruff, Satterfield) -0-3 (Piedmont, Wisler, Volan); Mayer, Sturbaum absent	9/10/2008	9-0	This ordinance, approved by the Utilities Service Board in July of 2008 sets the water and wastewater budgets for 2009
App. Ord. 08-05	TO SPECIALLY APPROPRIATE FROM THE PARKS LAND ACQUISITION FUND EXPENDITURES NOT OTHERWISE APPROPRIATED (Appropriating Funds for the Purchase of the Cascades Trailer Park and Stone Mill Properties Adjacent to Cascades Park)	ADDITIONAL APPROPRIATION	no	9/24/2008	9-0	10/15/2008	8-0 Volan absent	This ordinance appropriates money from the Parks Land Acquisition Fund for the purchase of the Cascades Trailer Park and Stone Mill properties adjacent to Cascades Park. This amount includes \$510,000 for the land purchase and an amount not to exceed \$4,500 for closing costs including survey and title work.
App. Ord. 08-06	TO SPECIALLY APPROPRIATE FROM THE RISK MANAGEMENT FUND EXPENDITURES NOT OTHERWISE APPROPRIATED (Appropriating Funds for Worker's Compensation Expenses)	ADDITIONAL APPROPRIATION	no	10/29/2008	9-0-1 (Satterfield)	11/5/2008	9-0	This ordinance appropriates \$100,000 from the Risk Management Fund to cover additional Worker's Compensation expenses in 2008

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App. Ord. 08-07	TO SPECIALLY APPROPRIATE FROM THE GENERAL FUND, PARKS GENERAL FUND, RISK MANAGEMENT FUND, FIRE PENSION FUND, AND SANITATION FUND EXPENDITURES NOT OTHERWISE APPROPRIATED (Appropriating Various Transfers of Funds within the General Fund, Parks General Fund, Risk Management Fund, Fire Pension Fund, and Sanitation Fund for Fire, Police, Animal Care & Control, Public Works, Parks & Recreation, Planning, Risk Management, and Sanitation; Appropriating Funds from the General Fund for Information Technology Services, Police, Common Council, and City Clerk)	ADDITIONAL APPROPRIATION	no	11/19/2008	5 (Rollo, Piedmont-Smith, Ruff, Sturbaum, Sandberg) - 0 - 3 (Wisler, Satterfield, Volan) (Mayer Absent)	12/3/2008	9-0	This ordinance appropriates various transfers of funds within the General Fund, Parks General Fund, Risk Management Fund, Fire Pension Fund, and Sanitation Fund for Fire, Police, Animal Care & Control, Public Works, Parks & Recreation, Planning, Risk Management, and Sanitation. It also appropriates funds related to grant awards from the General Fund for Information Technology Services and the Police Department. It appropriates additional funds from the General Fund for the Common Council and City Clerk Offices for additional personnel and advertising expenses