

In the Conference Room of the Municipal Building held on Wednesday, February 15, 1989, at 7:15 P.M. with members of the Board of Finance, composed of the Mayor and the Common Council and the Controller present.

BOARD OF FINANCE
CONFERENCE ROOM
FEBRUARY 15, 1989

Roll Call: Kiesling, Gardner, Hogan, Regester, Young, White, Fernandez, Service, Mayor Allison, Charles Ruckman, Controller

ROLL CALL

It was moved and seconded that James C. Regester serve as President of the Board of Finance. It was approved by a voice vote.

ORDER OF BUSINESS

Chuck Ruckman then moved that the attached list of depositories be considered by the board for deposit of City funds. He noted that most funds are invested in interest bearing accounts, that the various institutions are polled each week to determine the current interest rate. He stated that we are now allowed to invite the local credit unions to bid.


The motion received a voice vote approval.


The meeting was adjourned at 7:30 P.M.

ADJOURNMENT

APPROVE:

ATTEST:


James C. Regester, President
Board of Finance


Charles Ruckman
Secretary to the
Board.

attachments: Notice of Hearing
Filed Institutions

City of
Bloomington
Indiana



Office of the
Common Council

Post Office Box 100
Municipal Building
Bloomington, Indiana 47402

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Extension 14

NOTICE OF PUBLIC MEETING

THE BLOOMINGTON BOARD OF FINANCE, COMPOSED OF THE COMMON COUNCIL AND THE MAYOR, IS HOLDING A PUBLIC MEETING ON FEBRUARY 15, 1989 AT 7:15 P.M. IN THE CONFERENCE ROOM OF THE MUNICIPAL BUILDING. THE PURPOSE OF THE MEETING IS TO ELECT A BOARD OF FINANCE PRESIDENT AND TO DESIGNATE PUBLIC DEPOSITORIES FOR THE NEXT TWO YEARS.

Dated: February 9, 1989

Posted: February 10, 1989

City of
Bloomington
Indiana



Office of
the Controller

Post Office Box 100
Municipal Building
Bloomington, Indiana 47402
Telephone 812 339 2261
Extension 17

TO: Members of the Board of Finance

FROM: Charles A. Ruckman, Controller

A handwritten signature in dark ink, appearing to be 'CAR' or similar, written over the printed name 'Charles A. Ruckman'.

The following financial institutions have filed the proper state forms with the City of Bloomington requesting designation by the Board of Finance as a depository for public funds for the next biennium:

FINANCIAL INSTITUTION	AVERAGE DEPOSIT
BANK ONE	\$195,016,513.00
BLOOMFIELD STATE BANK	\$ 2,689,731.00
BLOOMINGTON NATIONAL BANK	\$ 55,678,849.00
FIRST NATIONAL BANK - MITCHELL	\$ 1,266,231.00
FIRST UNITED SAVINGS BANK	\$ 65,521,675.00
MONROE COUNTY BANK	\$122,638,287.00
PEOPLES STATE BANK	\$ 23,955,343.00
TRUSTCORP BANK	\$ 5,000,000.00
FARMERS & MECHANICS FED S&L	\$ 15,525,577.00
FIDELITY FEDERAL S&L	\$ 4,693,963.00
WORKINGMEN'S FEDERAL S&L	\$116,456,975.00

It is my recommendation that the proposals of these financial institutions be accepted and that they be designated by the Board of Finance as depositories for the City of Bloomington for the biennial period beginning on the third Monday in February, 1989.

AGENDA
COMMON COUNCIL REGULAR SESSION
7:30 PM, WEDNESDAY, FEBRUARY 15, 1989
COUNCIL CHAMBERS

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. APPROVAL OF MINUTES FOR FEBRUARY 1, 1989
- VI. REPORTS FROM:
 - 1. Councilmembers
 - 2. The Mayor and City Offices
 - 3. Council Committees
- V. APPOINTMENTS TO BOARDS AND COMMISSIONS
- VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

1. Ordinance 89-7 To Amend Ordinance 88-56, which Authorized the Issuance of Waterworks Revenue Bonds of 1989.

Committee Recommendation: Do Pass 8 - 0

2. Ordinance 89-8 To Amend Title 9 of the Bloomington Municipal Code Entitled "Water."

Committee Recommendation: Do Pass 8 - 0

3. Resolution 89-5 To Designate the Property Located at 1120 and 1122 East Miller Drive as an "Economic Revitalization Area" (Kenneth R. Craig and Jeanne M. Walters, Petitioners).

Committee Recommendation: Do Pass 7 - 0 - 1

4. Resolution 89-2 To Propose an Ordinance to Increase the County Option Income Tax. (PUBLIC HEARING FOR RESOLUTION 89-2.)

Committee Recommendation: Do Pass 7 - 1

5. Ordinance 89-9 To Increase the County Option Income Tax.

Committee Recommendation: Do Pass 7 - 1

6. Resolution 89-3 To Propose an Ordinance to Increase the Homestead Credit. (PUBLIC HEARING FOR RESOLUTION 89-3.)

Committee Recommendation: Do Pass 8 - 0

7. Ordinance 89-10 To Increase the Homestead Credit.

Committee Recommendation: Do Pass 8 - 0

8. Resolution 89-4 To Authorize an Agent to Accept Pension Liability on Behalf of the City of Bloomington.

Committee Recommendation: Do Pass 8 - 0

9. Ordinance 89-5 To Amend the Zoning Maps from RS to SM re: 637 South Walker Street (DMR Development Corporation, Petitioner).

Committee Recommendation: Do Pass 8 - 0

10. Ordinance 89-6 To Amend the Zoning Maps from RS to MP re: 1305 1/2 West Eleventh Street (Jim Ogle, Petitioner).

Forward Without Recommendation: 7 - 1

- VII. LEGISLATION FOR FIRST READING

1. Appropriation Ordinance 89-1 To Specially Appropriate From The Local Road and Street Fund Expenditures Not Otherwise Appropriated.

VIII. PRIVILEGE OF THE FLOOR (This section of the Agenda will be limited to 45 minutes maximum, with each speaker limited to five (5) minutes.

IX. ADJOURNMENT

In the Council Chambers of the Municipal Building held on Wednesday, February 15, 1989, at 7:30 P.M. with Council President Regester presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
FEBRUARY 15, 1989

Roll Call: Kiesling, Hogan, Gardner, Olcott, Regester, Young, White, Fernandez, Service.

ROLL CALL

Regester gave the agenda summation.

AGENDA SUMMATION

The minutes of February 1, 1989 were approved by a voice vote.

APPROVAL OF MINUTES

Gardner wished Deputy Clerk Nan Nash a Happy Birthday. She announced that the Kroger store at Seminary Square has agreed to recycling bins for glass and aluminum to be placed on their premises. She said she was pleased that Westinghouse was looking at alternate technologies for the disposal of PCB contaminated materials and hoped that a study committee could be formed to study the various new technologies.

MESSAGES FROM
COUNCILMEMBERS

Gardner also presented a Conflict of Interest statement because of her involvement with Middle Way house. The statement was accepted by the council.

Service called attention to the art exhibit in the Council Chambers, photographic display by Don Terrell. The 3rd Annual Mardi Gras Ball will take place on Saturday night and the City's very own princess will be Lin Gardner. Good Luck Princess Lin.

White announced that he and Kiesling attended the Tippecanoe Area Plan Commission meeting last week and found it interesting and helpful as we struggled with many of the same problems.

Fernandez thanked everyone who turned out for the public meeting regarding the proposed Food and Beverage Tax for the City of Bloomington. The next forum will be on February 28 at 7:30 P.M. in the Council Chambers.

Regester noted the huge success for the Frank Southern Skating Rink and that it has been filled to capacity on weekends. He thanked everyone who worked to save the facility.

Mayor Allison also thanked Regester for his role in the project, reminded everyone that this was National Heart Month and then read an encomium for Leroy Baker who passed away earlier this month.

MESSAGES FROM
THE MAYOR

It was moved and seconded that Ordinance 89-7 be introduced and read by title only. Clerk Williams read the ordinance. Jeff Underwood, from Utilities, said that this ordinance simply adds technical data in Ordinance 88-56 before it is presented to the Utilities Regulatory Commission.

LEGISLATION FOR
FIRST READING
ORD. 89-7

The Ordinance received a roll call vote of Ayes:9, Nays:0.

It was moved and seconded that Ordinance 89-8 be introduced and read by title only. Clerk Williams read the ordinance. It was moved and seconded that Ordinance 89-8 be adopted.

ORD. 89-8

This ordinance requesting a rate increase in water rates received a committee recommendation of 8-0.

There was no significant discussion and the ordinance requesting a 1.4% decrease of the previous increase

request, making the total increase 25.6%, which would probably take effect in June or July.

The ordinance received a roll call vote of Ayes:9,
Nays:0.

It was moved and seconded that Resolution 89-5 be tabled. RES. 89-5
The motion to table was approved by a voice vote. (Tabled)

It was moved and seconded that Resolution 89-2 be RES. 89-2
introduced and read by title only. Clerk Williams
read the resolution.
It was moved and seconded that Resolution 89-2 be
adopted.

This resolution, proposing to increase the County Option
Income Tax received a committee recommendation of 7-1 (Hogan).

Council President Regester announced that this was an
advertised Public Hearing on this resolution and invited
the public to participate.

Charles Ruckman announced that this ordinance, if
adopted, would increase the COIT at .1% per year on all
county resident taxpayers and .25% on all other county
taxpayers to take effect on July 1 1989.

The resolution received a roll call vote of Ayes:8,
Nays:1 (Hogan).

It was moved and seconded that Ordinance 89-9 be ORD. 89-9
introduced and read by title only. Clerk Williams read
the ordinance.
It was moved and seconded that Ordinance 89-9 be
introduced and read by title only. The committee
recommended a Do-Pass 7-1.

Hogan, objecting to the ordinance, said that this was a
general fund tax increase and said that the City will be
asking for a lot more taxes for next year. He thought
money should be raised for special things rather than the
general fund.

The Mayor suggested that it is important to not have just
one type of tax, but to attempt to spread the tax burden
more fairly.

Fernandez said that the information on police pension was
well done.

Regester again asked for public input, there being none
a roll call vote was called. Ayes:8, Nays:1 (Hogan).

It was moved and seconded that Resolution 89-3 be RES. 89-3
introduced and read by title only. Clerk Williams read
the resolution.
It was moved and seconded that Resolution 89-3 be
adopted. The committee recommendation was 8-0.

Chuck Ruckman said that this credit proposal is an effort
to shift the tax burden and provide a more diverse tax
structure.

Fernandez asked for more information regarding county
wide numbers and asked how the county actually felt about
it.

Mayor Allison said that she has talked with the
commissioners and the county council president and it was
acceptable at that time.

Fernandez asked how the credit worked, is it a foregone
revenue? is it a dollar for dollar trade? He said that a

lot of people perceive the property tax as less equitable than a tax increase. He wondered why we were doing this, when in a few months we will be asking for bonding increases that will fall on the property owner as well. He asked for more information and thought we should wait until we have the additional information regarding homestead credit revenues. Service agreed, as did Hogan.

The resolution received a roll call vote of Ayes:6, Nays:3 (Hogan, Service, Fernandez).

It was moved and seconded that Ordinance 89-10 be introduced and read by title only. Clerk Williams read the ordinance by title only. ORD. 89-10
It was moved and seconded that Ordinance 89-10 be adopted. The committee recommendation was 8-0.

There was no additional comment and the ordinance received a roll call vote of Ayes:6, Nays:3 (Hogan, Service, Fernandez).

It was moved and seconded that Resolution 89-4 be introduced and read by title only. Clerk Williams read the resolution. RES. 89-4
It was moved and seconded that Resolution 89-4 be adopted. The committee report was 8-0.

Chuck Ruckman said that PERF requires that he be the designated agent by the Council for that fund. (He also noted that no one else really wants the job).

The resolution received a roll call vote of Ayes:9 Nays:0.

It was moved and seconded that Ordinance 89-5 be introduced and read by title only. Clerk Williams read the ordinance. ORD. 89-5
It was moved and seconded that Ordinance 89-5 be adopted. Tim Mueller said that the initial drainage problems in the area have been resolved and the petitioner has complied with all planning requests.

Jeff Fanyo was available for questions.

The ordinance received a roll call vote of Ayes:9, Nays:0.

It was moved and seconded that Ordinance 89-6 be introduced and read by title only. Clerk Williams read the ordinance. ORD. 89-6
It was moved and seconded that Ordinance 89-6 be adopted. The committee forwarded without recommendation by a 7-1 vote.

Mueller said the parcel does not have much frontage on 11th Street with prevailing RS zoning in the area, with a scattering of non-residential and non-conforming uses. Ogle purchased the Cassidy site some time ago (it was rezoned in 1980 over staff objection). It should have involved Plan Commission approval. The area has been evaluated several times over the years in conjunction with the Vernal Pike area and the plan department has advocated a policy of selected on request zoning in that area because of deficiencies in the infrastructure, the absence of sanitary sewer and storm sewer. On 11th St. staff has advocated residential (there are 12 occupied residences). With the recent mix there is still the strong possibility of rehabilitation of the area. It is not in the city and it is not eligible for block grant money. In the long run, some private sector might make use of the area and install the necessary sanitary sewer.

After the Plan Commission denial the BZA also denied the request.

Fernandez asked for potential uses under MP zoning. Mueller said it is quite permissive for light industrial uses. It differs from the ML zone in that it does not allow retail or consumer uses. It is also geared for a more open character than ML and larger setbacks. MP setbacks would preclude development of this size. Mueller said this isn't retail as it would be for storage or supplies; he would see clients there, but not sell anything from that site.

Ogle's attorney said that the original petition has been modified from ML to MP in order to limit retail uses. If not granted it stays unused in an area that it would take \$3000 to hook on to the sewer, no one is going to build a house on this lot, especially with the TV towers in the back yard. If it is granted it will not change the character of the area.

Olcott asked if Ogle planned to hook on the sewer. The storage only warehouse would not require sewer hook on.

Young asked if there was any opposition from neighbors and Mueller said no. There was a supportive letter from the church on the nearby corner.

Fernandez commented that if we overrule Plan Commission and the BZA vote of 5-0 we are going to have some pretty poor planning practices on our part and we haven't been given any great assurances that this will be a demonstration garage. A previous council rezoned a piece of property for this petitioner and they got something else. It may be a vacant lot for several years, but if sewer lines do get extended, annexation might be a possibility and there is just as good a chance of turning it around similar to the Miller Drive area a few years ago.

Service agreed with Fernandez, noting that this is a neighborhood in transition and we should be as concerned about the quality of this neighborhood just as we are with all neighborhoods whether they remonstrate or not.

Gardner disagreed saying that the neighbors would have been here tonight if they disagreed with the proposal.

Hogan favored the zoning. There is already a variety of zoning and the area will never go any other way than the proposed plan. People will not make a residential investment. This is a productive development.

White expressed concern about the 10 foot driveway with the MP designation and that there could be more traffic than there is now. All residences have to back out on 11th Street now and there should be room to turn around and not have to back out.

Kiesling supported the advisory boards' recommendations and said that she has trouble changing a zone that does not have any connection with water and sewer. It may be a garage supply place today but tomorrow something else; it just isn't the way to develop our community.

In response to Regester's question, Mueller said that a building permit could be issued despite the absence of water and sewer. Storm water drainage is not an issue. Regester wondered if additional access could come from the Cassidy property adjacent to the tract. Ogle said he has never asked Cassidy for the land and Mueller said there were problems with that suggestion since the

Cassidy property is privately owned and this rezoning request could not be based on that contingency.

Gardner said the area is going commercial and that she supported the proposal relying on the petitioner to do what he says he's going to do. No one is going to want to build a home and spend thousands of dollars to hook on to a sewer line.

Fernandez argued that this is just not the site for this type of development. He hoped that the council would have sent a positive message to the area that we care about that area.

Hogan expressed surprise that on a night we raised taxes and discussed this issue absolutely no members of the public were involved. We are a representative type of government and we'd love to hear from you.

The ordinance received a roll call vote of Ayes: 6, Nays:3 (Kiesling, Service, Fernandez).

It was moved and seconded that the following ordinance be introduced and read by title only for first reading before the Council.

Appropriation Ordinance 89-1 To Specially Appropriate from the Local Road the Street Fund Expenditures Not Otherwise Appropriated.

LEGISLATION FOR
FIRST READING

APP. ORD. 89-1

There were no petitions or communications from the public. It was announced that there would not be a Council meeting next week.

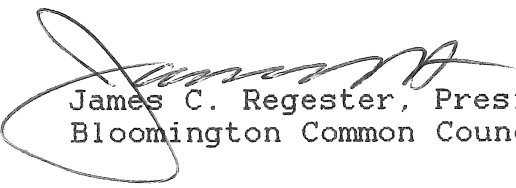
PETITIONS FROM
PUBLIC

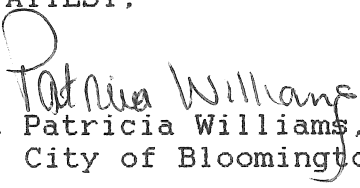
The meeting was adjourned at 9:20 P.M.

ADJOURNMENT

APPROVE;

ATTEST;


James C. Regester, President
Bloomington Common Council


Patricia Williams, CLERK
City of Bloomington