

AGENDA
COMMON COUNCIL
REGULAR SESSION
NOVEMBER 17, 1982 7:30 P.M.

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. MESSAGES FROM COUNCILMEMBERS
- IV. MESSAGES FROM THE MAYOR
- V. PETITIONS AND COMMUNICATIONS
- VI. APPOINTMENTS TO BOARDS AND COMMISSIONS
- VII. LEGISLATION FOR DISCUSSION/VOTE - SECOND READINGS

Appropriation Ordinance 82-16 To Specially Appropriate from the General Fund Expenditures Not Otherwise Appropriated by the City of Bloomington. (Council Adm.)

Committee Report: Do-Pass recommendation 9-0.

2. Ordinance 82-70 An Ordinance Transferring Appropriations Within the General Fund of the City of Bloomington, Monroe County, Indiana. (Controller's Office)

Committee Report: Do-Pass recommendation 9-0.

3. Ordinance 82-69 To Amend the Bloomington Zoning Maps, Dated June 7, 1978 (Don Mitchell Construction).

Committee Report: Do-Pass Recommendation 8-1 (Towell)

4. Ordinance 82-67 To Amend Various Sections of Chapter 6.06 of the Bloomington Municipal Code Regarding Procedures for Refuse and Weed Removal.

Committee Report: Do-Pass Recommendation 7-2 (Olcott and Hogan)

- VIII. LEGISLATION FOR FIRST READING - INTRODUCTION OF ORDINANCES

Ordinance 82-72 To Amend Section 15.76.010 of the Bloomington Municipal Code Entitled, "Stop Intersections", and Section 15.76.020 Entitled " Yield Intersections".

Ordinance 82-73 To Authorize the Issuance of Economic Development First Mortgage Revenue Bonds, Series 1982 for the IPCO Corporation Project and to Approve Other Actions in Respect Thereto.

- IX. MINUTES FOR APPROVAL NOVEMBER 3, 1982
- X. ADJOURNMENT

In the Common Council Chambers of the Municipal Building held on November 17, 1982, with Council President Pat Murphy presiding over a regular session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
NOVEMBER 17, 1982

Councilmembers present: Morrison, Towell, Porter, Allison Murphy, Dilcher, Olcott, Service, Hogan.

ROLL CALL

Service thanked the MCCSC for providing various members of the Council and Administration for an opportunity to teach-for-a-day. Officials from all over Monroe County spent the day in the classroom. Service also commented on the overall importance of the Courthouse structure to our community.

MESSAGES FROM
COUNCILMEMBERS

Towell said that he had taught a Math Class that day and found it to be particularly interesting and surprising experience.

Murphy welcomed the journalism class that attended the Council meeting.

There were no Mayoral messages.

MESSAGES FROM THE
MAYOR
PETITIONS & COMM.

There were no Petitions or Communications.

Morrison moved and Olcott seconded a motion to re-appoint the following persons to Boards and Commissions:

BOARDS AND COMMISSIONS
HUMAN RESOURCES:
KAREN VANARSDALE
HUMAN RIGHTS:
NORA PEOPLES

Human Resources.... Karen VanArsdale
Human Rights Nora Peoples

The motion carried by an unanimous voice vote.

Olcott moved and Morrison seconded a motion to introduce and read Appropriation Ordinance 82-16 by title only.

SECOND READINGS:
APP. ORD. 82-16
COUNCIL ADM. SALARY

Clerk Williams read the ordinance by title only.

Olcott moved and Morrison seconded a motion to adopt Appropriation 82-16. Olcott gave the committee report.

Appropriation Ordinance 82-16 received a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 82-70 by title only.

ORD. 82-70

Clerk Williams read the ordinance by title only.

TRANSFER WITHIN
THE PLAN DEPARTMENT

Olcott moved and Morrison seconded a motion to adopt Ordinance 82-70. Olcott gave the committee report.

Tim Mueller explained that additional appropriation request that was made at the committee meeting. The amended ordinance was passed by committee for an additional \$ 677.40.

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

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

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 82-69 by title only.

ORD. 82-69
TO AMEND THE ZONING
MAPS. (DON MITCHELL
CONSTRUCTION)

Clerk Williams read Ordinance 82-69 by title only.

Olcott moved and Morrison seconded a motion to adopt Ordinance 82-69. Olcott gave the committee report.

Service inquired about the sinkhole situation.

Tim Mueller said that it was not a problem and that the area in question is on the east border of the proposed site.

Olcott asked Don Mitchell who constructs these units. Mitchell said that the company was located in Elkart.

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

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 82-67 by title only.

ORD. 82-67
TO AMEND THE WEED
AND REFUSE SECTION OF
THE BMC.

Clerk Williams read the ordinance by title only.

Olcott moved and Morrison seconded a motion to adopt Ordinance 82-67. Olcott gave the committee report.

Towell said that the committee recommendation to remove the definition of weed from the ordinance was a fair amendment. Anything not defined takes on a legal meaning of its own, leaving wide open the opportunity of appeal in this particular situation.

Olcott said that the additional five day (total of 10) notification period was a positive step.

Allison said that the height of one foot was put in the original ordinance in order to provide the nuisance officer something tangible to use as a guide. The basis of all the nuisance ordinances is to control situations that could be detrimental to public health.

Mike Andrews thanked the council for being responsive to their concerns and understanding the need for an appeal process.

Jim Cartmell spoke on behalf of the Wildgrove gardeners.

Jay Crawford presented a series of slides showing various high weed locations in Bloomington and contrasted the area in question before and after the cutting process. Mike Andrews presented the commentary for each of the slides. He said that the weed ordinance is bound to be selectively enforced and cited the several weed plots in the city. The slides of the various areas supported his comments very effectively.

Brian Werth asked if there would be a complaint would the nuisance officer just go out and start cutting.

Service said that the notice would be given and the recipient of the notice would have the ten day appeal period.

Micah Roseberry said that the goal of the gardeners was to practice a form of natural gardening with a broader concern for natural plants.

It was moved and seconded that the definition of weeds should be deleted from the ordinance.

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

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

Steve Hogan complimented Mike Andrews on his presentation and said that he felt that he was a victim of selective enforcement. He said that the intention of the ordinance was not to pick on people but to address the problems of hazardous situations.

Murphy commended the gardeners, apologized for the present situation and hoped that the amendment would take care of future problems; that's what city government is all about - addressing the needs of people.

The following ordinances were introduced and read for first reading by title only by Clerk Williams and the legislative synopsis read by Councilmember Dilcher.

ORD. INTRODUCED FOR
FIRST READING:

Common Council Meeting
November 17, 1982
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ORD. 82-70
ORD. 82-73

Dilcher moved that the minutes of November 3, 1982 be approved. Towell seconded the motion. The motion carried by a voice vote.

APPROVAL OF MINUTES

The meeting was adjourned at 8:25 P.M.

ADJOURNMENT

MINUTES were approved upon this 1st day of December, 1982.

APPROVE:


Patrick J. Murphy, President
Bloomington Common Council

ATTEST:


Patricia Williams
City Clerk