

The Common Council of the City of Bloomington met in regular session on August 16, 1979, in the Common Council Chambers in the Municipal Building and conducted the following business:

These minutes are a summary - a taped recording is on file in the City Clerk's office.

ROLL CALL

PRESENT: Morrison, Towell, Young, Richardson, Olcott, Blume, Middleton, Allison

ABSENT: Kinzer

There being eight (8) members present and one (1) member absent and eight (8) members representing a quorum the session was officially opened by Councilpresident Allison.

AGENDA SUMMATION

Councilpresident Allison read the Agenda and pointed out that Appropriation Ordinance 79-10 was Federal Revenue Sharing and that public comment could be made at the next committee meeting or during Second Reading at the next Common Council meeting.

MESSAGES FROM COUNCILMEMBERS

Councilmember Blume announced that the study committee for the fee schedule for various functions of the Planning Commission is being changed and that the proposal has worked out compromises that he said should satisfy everyone.

Councilmember Richardson said that other important questions are coming up before the Planning Commission concerning higher density, landscaping setbacks, etc., and urged everyone to attend those meetings.

Richardson also announced that groundbreaking ceremonies for the Bloomington High School South soccer field would be on Monday, August 20th, at 8:30 a.m.

Councilmember Young said he was pleased to see the Street Department doing their election year blacktopping. He said he would also like to thank the University for upgrading their curbs, sidewalks and streets.

Councilpresident Allison reiterated that changes the Planning Commission was making would affect many of the neighborhoods and that she hoped people would attend those meetings.

Allison also said that she would like to see the Monroe County Tourism and Convention Commission hire professional and experienced people to work for the Commission to attract more tourism to the Bloomington area.

MESSAGES FROM THE MAYOR

There were no messages from the Mayor.

PETITIONS AND COMMUNICATIONS

There were no petitions and communications

Councilmember Towell moved and Councilmember Richardson seconded the motion to appoint Councilmember Middleton to the Solid Waste District Committee for another three year term. Voice vote. So ordered.

LEGISLATION FOR DISCUSSION/VOTE - SECOND READINGS

RESOLUTION 79-22 ENCOMIUM FOR CHIEF RICHARD GOSE

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce RESOLUTION 79-22 and read in its entirety. Voice vote. So ordered.

Deputy City Clerk Lacewell read RESOLUTION 79-22 in its entirety.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt RESOLUTION 79-22 by acclamation. Voice vote. So ordered.

RESOLUTION 79-20 TO AUTHORIZE THE CONTROLLER TO PAY DUES FOR VARIOUS ORGANIZATIONS

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce RESOLUTION 79-22 and read in its entirety. Voice vote. So ordered.

Deputy City Clerk Lacewell read RESOLUTION 79-20 in its entirety.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt RESOLUTION 79-20.

Councilpresident Allison read the legislative synopsis.

Councilmember Towell gave the committee report of a Do-Pass recommendation and he added that it was an important thing to take care of.

ROLL CALL ON RESOLUTION 79-20

AYES: Morrison, Towell, Young, Richardson, Olcott, Blume, Middleton
Allison
NAYS: None

There being eight (8) ayes and no (0) nays RESOLUTION 79-20 is adopted.

APPROPRIATION ORDINANCE 79-9 TO APPROPRIATE FUNDS FROM LOCAL ROAD AND STREET FUND (Corridor Study) AND FROM MVH

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce and read APPROPRIATION ORDINANCE 79-9 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read APPROPRIATION ORDINANCE 79-9 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt APPROPRIATION ORDINANCE 79-9.

Councilpresident Allison read the legislative synopsis.

Councilmember Towell gave the committee report of a Do-Pass recommendation.

ROLL CALL ON APPROPRIATION ORDINANCE 79-9

AYES: Morrison, Towell, Young, Richardson, Olcott, Blume, Middleton
Allison
NAYS: None

There being eight (8) ayes and no (0) nays APPROPRIATION ORDINANCE 79-9 is adopted.

ORDINANCE 79-58 TO REPEAL CHAPTER 4.24 OF THE BMC, ENTITLED "TAXICABS"

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-58 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-58 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-58.

Councilpresident Allison read the legislative synopsis.

Councilmember Towell gave the committee report and said there was a 6 - 1 vote opposing the ordinance.

ROLL CALL ON ORDINANCE 79-58

AYES: Richardson

NAYS: Morrison, Towell, Young, Olcott, Blume, Middleton, Allison

There being one (1) aye and seven (7) nays ORDINANCE 79-58 fails.

ORDINANCE 79-59 TO REPEAL AND RE-ENACT CHAPTER 4.24 OF THE BMC ENTITLED "TAXICABS"

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-59 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-59 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-59.

Councilpresident Allison read the legislative synopsis.

Councilmember Towell gave the committee report of a Do-Pass recommendation with a few amendments. (SEE ATTACHED)

Councilmember Olcott moved and Councilmember Blume seconded the motion to amend ORDINANCE 79-59 to include a paragraph on taxicab signs to read as follows: Any motor vehicle licensed as a taxicab shall be designated by the name of the company as it appears on the business license and the name shall be printed in legible letters on each side of the vehicle that are readable at 150 feet or more by the naked eye of a person with normal vision. Licensed taxicabs shall not be painted in any manner that tends to deceive the public.

Councilmember Richardson said that in many cities people use their family cars for taxicabs and prefer removable signs.

ROLL CALL ON AMENDMENT

AYES: Morrison, Towell, Young, Olcott, Blume, Middleton, Allison

NAYS: Richardson

There being seven (7) ayes and one (1) nay the amendment passes.

Councilmember Towell moved and Councilmember Morrison seconded the motion to amend ORDINANCE 79-59 to include the amendments in the committee report.

ROLL CALL ON AMENDMENT

AYES: Morrison, Towell, Young, Olcott, Blume, Middleton, Allison

NAYS: Richardson

There being seven (7) ayes and one (1) nay the amendment passes.

ROLL CALL ON ORDINANCE 79-59 as amended

AYES: Morrison, Towell, Young, Olcott, Blume, Middleton, Allison

NAYS: Richardson

There being seven (7) ayes and one (1) nay ORDINANCE 79-59 as amended is adopted.

INTRODUCTION OF ORDINANCE FOR FIRST READING

ORDINANCE 79-62 TO AMEND SECTIONS 2.64.010 OF THE BMC AND SET MILEAGE RATE PAID TO CITY EMPLOYEES

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-62 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-62 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-68 CONCERNING THE ANNEXATION OF ADJACENT AND CONTIGUOUS TERRITORY - HERALD TELEPHONE PROPERTY

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-68 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-68 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-66 TO PROVIDE FOR COLLECTIVE BARGAINING BETWEEN THE CITY OF BLOOMINGTON AND CERTAIN SWORN OFFICERS OF THE BLOOMINGTON FIRE DEPARTMENT

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-66 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-66 by title only and Councilpresident Allison read the legislative synopsis.

APPROPRIATION ORDINANCE 79-10 TO APPROPRIATE FUNDS FROM CUMULATIVE CAPITAL, FEDERAL REVENUE SHARING AND LOCAL ROAD AND STREET SPECIAL DISTRIBUTION FUNDS

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce APPROPRIATION ORDINANCE 79-10 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read APPROPRIATION ORDINANCE 79-10 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-63 TO AMEND 1979 SALARY ORDINANCE TO RECLASSIFY THE POSITION OF ASSISTANT TO DEPUTY CITY ENGINEER

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-63 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-63 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-64 TO AMEND 1980 SALARY ORDINANCE TO RECLASSIFY THE POSITION OF ASSISTANT TO DEPUTY CITY ENGINEER

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-64 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-64 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-67 TO AMEND SUBSECTIONS (b) and (d) OF SECTION 2.78.020 OF THE BLOOMINGTON MUNICIPAL CODE, ENTITLED "UTILITIES SERVICE BOARD POWERS AND DUTIES"

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-67 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-67 by title only and Councilpresident Allison read the legislative synopsis.

INTRODUCTION OF ORDINANCES FOR FIRST READING (Continued)

ORDINANCE 79-65 TO FIX THE SALARIES OF UTILITIES EMPLOYEES FOR THE YEAR 1980

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-65 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-65 by title only and Councilpresident Allison read the legislative synopsis.

APPROPRIATION ORDINANCE 79-11 1980 CIVIL CITY CUDGET

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce APPROPRIATION ORDINANCE 79-11 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read APPROPRIATION ORDINANCE 79-11 by title only and Councilpresident Allison read the legislative synopsis.

MINUTES FOR APPROVAL

Councilmember Richardson moved and Councilmember Morrison seconded the motion to approve the minutes of June 27th and July 5th, 1979 meetings as submitted. Voice vote. So ordered.

ADJOURNMENT

The meeting was then adjourned at 8:45 p.m.

APPROVE:

Tomilea Allison

11/2/79

ATTEST:

Michael Cousins

A M E N D M E N T F O R M

ORDINANCE # 79-59 RESOLUTION # _____ APPROPRIATION ORDINANCE # _____

SUBMITTED BY: PF/CD COMMITTEES

COMMITTEE ACTION: 5-2 APPROVAL

ORDINANCE APPROVED AS AMENDED 6-1

PROPOSED AMENDMENT:

1. Insert the following as Section 4.24.040(d):

(d) A statement that the applicant is financially able to render taxicab service, has adequate resources and financial backing, and has insurance sufficient to meet the current requirements of the Indiana Bureau of Motor Vehicles.

2. Substitute the following for Section 4.24.070:

4.24.070 Business license - Safety inspection required. (a) No license shall be issued to operate a taxicab unless the chief of police or his designee has made a safety inspection of each vehicle designated in the application. The chief of police shall send a report of the inspection and his recommendation to the controller as soon as the inspection is completed.

(b) It shall be unlawful to operate a taxicab which has not been inspected by the chief of police or his designee and found to be safe to operate.

3. Insert the following after Section 4.24.120 and number 4.24.130:

4.24.130 Adequate service. All licensed taxicab companies shall provide service to the public on a city-wide basis twenty-four (24) hours a day of the year. Service may be temporarily discontinued provided that adequate notice is given the press at least forty-eight (48) hours in advance.

4. Renumber 4.24.130 to .140, .140 to .150 and .150 to .160 with appropriate changes in index.

5. In synopsis, remove from second to last line the phrase "removal of the requirement of inspection of vehicles by the Police Department".

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt RESOLUTION 79-24 as amended.

ROLL CALL ON RESOLUTION 79-24 as amended

AYES: Morrison, Towell, Young, Kinzer, Richardson, Olcott, Blume, Middleton, Allison

NAYS: None

There being nine (9) ayes and no (0) nays RESOLUTION 79-24 as amended is adopted.

ADJOURNMENT

The meeting was then adjourned at 8:40 p.m.

APPROVE:

Tomilea Allison

ATTEST:

Maureen Evans