

City of Bloomington Common Council

Legislative Packet

Containing legislation and materials related to:

Wednesday, 13 January 2021

Regular Session at 6:30

followed by

*Land Use Committee**

*Administration Committee**

**Please see the notes on the [Agenda](#) addressing public meetings during the public health emergency and committee meetings for the upcoming week.*

For a schedule of upcoming meetings of the Council and the City's boards and commissions, please consult the City's [Calendar](#).



CITY OF BLOOMINGTON COMMON COUNCIL

AGENDA AND NOTICE:
REGULAR SESSION
Immediately followed by a meeting of the
LAND USE COMMITTEE* and
ADMINISTRATION COMMITTEE*
WEDNESDAY | 6:30 PM
13 JANUARY 2021

Per Executive Orders issued by the Governor, these meetings will be conducted electronically.

The public may access the meetings at the following link:

<https://bloomington.zoom.us/j/96466389613?pwd=ODRIUll1NXNCRHcrWXdHYVfVvWdc3QT09>

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES

- | | |
|---------------------|--------------------|
| - 18 June 2008 | - 19 November 2008 |
| - 02 July 2008 | - 03 December 2008 |
| - 06 August 2008 | - 17 December 2008 |
| - 03 September 2008 | - 21 October 2009 |
| - 10 September 2008 | - 04 November 2009 |

IV. REPORTS *(A maximum of twenty minutes is set aside for each part of this section.)*

- A. Councilmembers
- B. The Mayor and City Offices
- C. Council Committees
- D. Public**

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

- A. Resolution 21-02 – To Approve the Interlocal Agreement Between Monroe County, the Town of Ellettsville and the City of Bloomington for Animal Shelter Operation for the Year 2021
- B. Resolution 21-01 – To Consolidate Standing Committees of the Common Council
- C. Ordinance 21-03 (formerly Ordinance 20-33) – To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration And Personnel” – Re: Chapter 2.02 (Boards and Commissions – revised) and Chapter 2.04 (Common Council – revised)
 - *Anticipated motion to reintroduce renumbered legislation (formerly Ordinance 20-33) and to extend the time for the Council’s Administration Committee to report on the matter*

VII. LEGISLATION FOR FIRST READING

- A. Ordinance 21-01 – To Amend the City of Bloomington Zoning Maps by Rezoning 7 Acres of Property From Residential Medium Lot (R2) to Employment (EM) - Re: 1600 W. Fountain Drive (Comcast, Petitioner)

Posted: 08 January 2021

VIII. ADDITIONAL PUBLIC COMMENT** (*A maximum of twenty-five minutes is set aside for this section.*)

IX. COUNCIL SCHEDULE

X. ADJOURNMENT

* A meeting of this Committee is scheduled in anticipation of expected actions of the Council during the January 13 Regular Session. At the Regular Session, the Council may refer legislation appearing on its agenda to a different Council committee, including the Committee of the Whole. Therefore, notice is provided that a committee meeting will occur and will be open for the public to attend, observe, and record what transpires.

** Members of the public may speak on matters of community concern not listed on the agenda at one of the two public comment opportunities. Citizens may speak at one of these periods, but not both. Speakers are allowed five minutes; this time allotment may be reduced by the presiding officer if numerous people wish to speak.

STATEMENT ON PUBLIC MEETINGS DURING THE PUBLIC HEALTH EMERGENCY

As a result of Executive Orders issued by Indiana Governor Eric Holcomb, the Council and its committees may adjust normal meeting procedures to adhere to guidance provided by state officials. These adjustments may include:

- *allowing members of the Council or its committees to participate in meetings electronically;*
- *posting notices and agendas for meetings solely by electronic means;*
- *using electronic meeting platforms to allow for remote public attendance and participation (when possible);*
- *encouraging the public to watch meetings via Community Access Television Services broadcast or livestream, and encouraging remote submissions of public comment (via email, to council@bloomington.in.gov).*

Please check <https://bloomington.in.gov/council> for the most up-to-date information on how the public can access Council meetings during the public health emergency.

Posted: 08 January 2021



CITY OF BLOOMINGTON COMMON COUNCIL

AGENDA AND NOTICE:
LAND USE COMMITTEE*
Immediately following the Regular Session
WEDNESDAY
13 JANUARY 2021

Per Executive Orders issued by the Governor, this meeting will be conducted electronically.

The public may access the meeting at the following link:

<https://bloomington.zoom.us/j/96466389613?pwd=ODRIUll1NXNCRHcrWXdHYVfVWdC3QT09>

Chair: Isabel Piedmont-Smith

- A. Ordinance 21-01 – To Amend the City of Bloomington Zoning Maps by Rezoning 7 Acres of Property From Residential Medium Lot (R2) to Employment (EM) - Re: 1600 W. Fountain Drive (Comcast, Petitioner)

* A meeting of the Land Use Committee is scheduled in anticipation of expected actions of the Council during the January 13 Regular Session. At the Regular Session, the Council may refer legislation appearing on its agenda to the Land Use Committee or to a different Council committee, including the Committee of the Whole. Therefore, notice is provided that a committee meeting will occur and will be open for the public to attend, observe, and record what transpires.

STATEMENT ON PUBLIC MEETINGS DURING THE PUBLIC HEALTH EMERGENCY

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Posted: 08 January 2021



CITY OF BLOOMINGTON COMMON COUNCIL

AGENDA AND NOTICE:
ADMINISTRATION COMMITTEE*
Immediately following Land Use Committee
WEDNESDAY
13 JANUARY 2021

Per Executive Orders issued by the Governor, this meeting will be conducted electronically.

The public may access the meeting at the following link:

<https://bloomington.zoom.us/j/96466389613?pwd=ODRIUll1NXNCRHcrWXdHYVfVvWdC3QT09>

Chair: Steve Volan

- A. Ordinance 21-03 (formerly Ordinance 20-33) – To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration And Personnel” – Re: Chapter 2.02 (Boards and Commissions – revised) and Chapter 2.04 (Common Council – revised)

* A meeting of the Administration Committee is scheduled in anticipation of expected actions of the Council during the January 13 Regular Session. At the Regular Session, the Council may refer legislation appearing on its agenda to the Administration Committee or to a different Council committee, including the Committee of the Whole. Therefore, notice is provided that a committee meeting will occur and will be open for the public to attend, observe, and record what transpires.

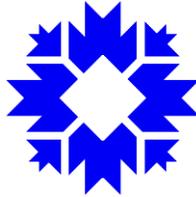
STATEMENT ON PUBLIC MEETINGS DURING THE PUBLIC HEALTH EMERGENCY

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- *using electronic meeting platforms to allow for remote public attendance and participation (when possible);*
- *encouraging the public to watch meetings via Community Access Television Services broadcast or livestream, and encouraging remote submissions of public comment (via email, to council@bloomington.in.gov).*

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Posted: 08 January 2021



City of Bloomington
Office of the Common Council
NOTICE

Wednesday, 13 January 2021
Regular Session at 6:30 pm
followed by
Land Use Committee*
Administration Committee*

*Per Executive Orders issued by the Governor, this meeting will be conducted electronically.
The public may access the meeting at the following link:*

<https://bloomington.zoom.us/j/96466389613?pwd=ODRIUII1NXNCRHcrWXdHYVfvWdc3QT09>

STATEMENT ON PUBLIC MEETINGS DURING THE PUBLIC HEALTH EMERGENCY

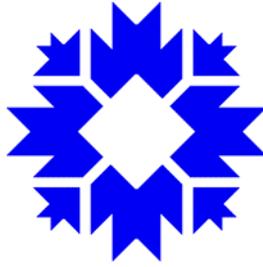
As a result of Executive Orders issued by Indiana Governor Eric Holcomb, the Council and its committees may adjust normal meeting procedures to adhere to guidance provided by state officials. These adjustments may include:

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Please check <https://bloomington.in.gov/council> for the most up-to-date information

*A meeting of this Committee is scheduled in anticipation of expected actions of the Council during the January 13 Regular Session. At the Regular Session, the Council may refer legislation appearing on its agenda to a different Council committee, including the Committee of the Whole. Therefore, notice is provided that a committee meeting will occur and will be open for the public to attend, observe, and record what transpires.

As a quorum of the Council or its committees may be present, this gathering constitutes a meeting under the Indiana Open Door Law (I.C. § 5-14-1.5). For that reason, this statement provides notice that this meeting will occur and is open for the public to attend, observe, and record what transpires.



**City of Bloomington
Office of the Common Council**

Minutes for Approval

18 June 2008 | 02 July 2008 | 06 August 2008 | 03 September 2008

10 September 2008 | 19 November 2008 | 03 December 2008

17 December 2008 | 21 October 2009 | 04 November 2009



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the June 18, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the June 18, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, June 18, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
June 18, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler
Absent:

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

The minutes of January 16, 2008 and February 6, 2008 were approved by a voice vote.

APPROVAL OF MINUTES

It was moved and seconded that pursuant to Indiana Code 6-1.1-12.1-5.9 that the Common Council determined that the owner of Schulte had not substantially complied with the Statement of Benefits and that the failure to do so was not caused by factors beyond their control, Therefore the Common Council would hold a hearing at the Regular Session meeting on August 6, 2008 to further consider the property owner's compliance with the Statement of Benefits. At the conclusion of the hearing, the Common Council could consider a resolution terminating the tax abatement. The council attorney was directed to mail the statutorily-required written notice to the property owner.

REPORTS:
Motion to Declare Intent to Rescind a Tax Abatement this Year
• Schulte Corporation

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

It was moved and seconded to accept the Annual Tax Abatement Report for 2007
The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Motion to Accept Tax Abatement Report for 2007

There were no appointments to boards or commissions at this meeting.

BOARD AND COMMISSION APPOINTMENTS

It was moved and seconded that Resolution 08-08 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 6-0-0. It was moved and seconded that Resolution 08-08 be adopted.

LEGISLATION FOR SECOND READING
Resolution 08-08 Authorizing the Allocation of the Jack Hopkins Social Services Program Funds for the Year 2008 and Other Related Matters

Resolution 08-08 received a roll call vote of Ayes: 8, Nays: 1 (Wisler).

It was moved and seconded that the following legislation be introduced and read by title and synopsis only. Clerk Moore read the legislation by title and synopsis.

LEGISLATION FOR FIRST READING

Ordinance 08-10 To Amend Title 18 Of The Bloomington Municipal Code Entitled "Fire Prevention" (To Repeal And Re-Enact Said Title)

Ordinance 08-10

The meeting was adjourned at 11:56 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the July 02, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the July 02, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, July 2, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
July 2, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

The minutes of March 3, 2008 and March 19, 2008 were approved by a voice vote.

APPROVAL OF MINUTES

It was moved and seconded that Gregg Miller be appointed to the Community and Family Resources Commission. The appointment was approved by a voice vote.

BOARD AND COMMISSION
APPOINTMENTS

LEGISLATION FOR SECOND
READING

It was moved and seconded that Ordinance 08-10 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 7-0-2. It was moved and seconded that Ordinance 08-10 be adopted.

Ordinance 08-10 To Amend Title 18 of the Bloomington Municipal Code Entitled "Fire Prevention" (To Repeal and Re-Enact Said Title)

Steve Volan noted that he had a business that was covered by this ordinance. He said that the outcome of this ordinance would not affect his business and that he could discuss and vote on this without a problem.

It was moved and seconded that final discussion on Ordinance 08-10 be postponed until the Regular Session on July 16, 2008.

Motion to Postpone

The motion received a roll call vote of Ayes: 7, Nays, 2 (Satterfield, Mayer).

There was no legislation for first reading at this meeting.

LEGISLATION FOR FIRST
READING

It was moved and seconded to hold a Special Session immediately preceding the Committee of the Whole meeting on July 9, 2008 in order to introduce Ordinance 08-11.

Motion to hold a special session on July 9, 2008

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

There was no public comment in this section of the meeting.

PUBLIC INPUT

The meeting was adjourned at 8:55 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the August 06, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the August 06, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, August 6, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
August 6, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler
Absent: None

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

There were no minutes to approve at this meeting.

APPROVAL OF MINUTES

It was moved and seconded that the council adopt the recommendations of the Rules Committee regarding Meeting Conduct.

COUNCIL COMMITTEES

- Recommendations from the Rules Committee

The Recommendations were approved by a roll call vote of Ayes: 8, Nays: 0, Abstain: 1 (Piedmont)

It was moved and seconded to amend the recommendations regarding the Rules Committee regarding Instruction, Travel and Consultants by adding \$1200 to the combination of these budget lines.

The Recommendations as amended was approved by a roll call vote of Ayes: 7, Nays: 0, Abstain: 2 (Piedmont, Mayer)

It was moved and seconded to adopt the travel budget as amended.

The Recommendations as amended was approved by a roll call vote of Ayes: 9, Nays: 0, Abstain: 0

There were no appointments to boards or commissions at this meeting.

BOARD AND COMMISSION APPOINTMENTS

It was moved and seconded that Resolution 08-09 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, stating that the previous action on this item was a Motion to Declare to Rescind the abatement with a vote of 9-0 on June 18, 2008. It was moved and seconded that Resolution 08-09 be adopted.

LEGISLATION FOR SECOND READING

Resolution 08-09 To Terminate Tax Deduction for Improvements to Real Estate and Acquisition of New Manufacturing Equipment Authorized by Resolution 04-21 AND Resolution 04-22 Re: 1500 South Strong (formerly Patterson) Drive (Schulte Corporation, Owner)

Resolution 08-09 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Resolution 08-10 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, stating that there was no Do-Pass recommendation.

Resolution 08-10 Opposing Military Action Against and Supporting Diplomacy with Iran

It was moved and seconded that Resolution 08-10 be adopted.

Resolution 08-10 received a roll call vote of Ayes: 7, Nays: 1 (Satterfield). (Wisler left the meeting at 9:20 before this Resolution was introduced.)

LEGISLATION FOR FIRST READING

There was no legislation for introduction at this meeting.

ADJOURNMENT

The meeting was adjourned at 10:50 pm.

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the September 03, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the September 03, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, September 3, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
September 3, 2008

Roll Call: Piedmont, Rollo, Ruff, Sandberg, Satterfield, Volan, Wisler
Absent: Mayer, Sturbaum

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

There were no minutes to approve at this meeting.

APPROVAL OF MINUTES

There were no appointments to boards or commissions at this meeting.

BOARD AND COMMISSION
APPOINTMENTS

There was no legislation for final action at this meeting.

LEGISLATION FOR SECOND
READING

It was moved and seconded that the following legislation be introduced and read by title and synopsis only. Clerk Moore read the legislation by title and synopsis.

LEGISLATION FOR FIRST
READING

Appropriation Ordinance 08-03 An Ordinance for Appropriations and Tax Rates (2009 Civil City Budget for the City of Bloomington)

Appropriation Ordinance 08-03

Appropriation Ordinance 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

Appropriation Ordinance 08-04

Ordinance 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

Ordinance 08-14

Ordinance 08-15 An Ordinance Fixing 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 2009

Ordinance 08-15

Ordinance 08-16 To Fix the Salaries of All Elected City Officials for the City of Bloomington for the Year 2009

Ordinance 08-16

Ordinance 08-17 An Ordinance Reviewing and Modifying the Budget of the Bloomington Public Transportation Corporation for the Year 2009

Ordinance 08-17

Ordinance 08-18 To Amend Title 2 Entitled "Administration and Personnel" (Inserting Chapter 2.29 Establishing the Department of Economic and Sustainable Development)

Ordinance 08-18

The meeting was adjourned at 8:12 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the September 10, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the September 10, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, September 10, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Special Session of the Common Council.

COMMON COUNCIL
SPECIAL SESSION
September 10, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

It was moved and seconded to approve the Mayor’s appointment of Chris Sturbaum to the Historic Preservation Commission. The appointment was approved by a voice vote, with Chris Sturbaum not voting.

BOARD AND COMMISSION
APPOINTMENTS

It was moved and seconded that Ordinance 08-14 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 7-0-0. It was moved and seconded that Ordinance 08-14 be adopted.

LEGISLATION FOR SECOND
READING

Ordinance 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

Ordinance 08-14 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Ordinance 08-18 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 3-0-4. It was moved and seconded that Ordinance 08-18 be adopted.

Ordinance 08-18 To Amend Title 2 Entitled "Administration and Personnel" (Inserting Chapter 2.29 Establishing the Department of Economic and Sustainable Development)

It was moved and seconded that Amendment #1 to Ordinance 08-18 be adopted.

Amendment #1 to Ordinance 08-18 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.

Amendment #1 received a roll call vote of Ayes: 9, Nays: 0.

Ordinance 08-18 as amended received a roll call vote of Ayes: 9, Nays: 0.

Final Vote on Ordinance 08-18 as Amended

It was moved and seconded that Ordinance 08-15 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 7-0-0. It was moved and seconded that Ordinance 08-15 be adopted.

Ordinance 08-15 An Ordinance Fixing 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 2009

It was moved and seconded that Amendment #1 to Ordinance 08-15 be adopted.

Amendment #1 to Ordinance 08-15 This amendment adds the words

Amendment #1 to Ordinance 08-15 received a roll call vote of Ayes: 8, Nays: 0 (Rollo out of the room)

“and Sustainable” to the title of the new department so that it will now read “Economic and Sustainable Development Department.”

Ordinance 08-15 as amended received a roll call vote of Ayes: 9, Nays: 0

Final Vote on Ordinance 08-15 as amended.

It was moved and seconded that Ordinance 08-16 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 6-1-0. It was moved and seconded that Ordinance 08-16 be adopted.

Ordinance 08-16 To Fix the Salaries of All Elected City Officials for the City of Bloomington for the Year 2009

Ordinance 08-16 received a roll call vote of Ayes: 8, Nays: 1 (Wisler).

It was moved and seconded that Appropriation Ordinance 08-03 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 6-0-1.

Appropriation Ordinance 08-03 An Ordinance for Appropriations and Tax Rates (2009 Civil City Budget for the City of Bloomington)

It was moved and seconded that Appropriation Ordinance 08-03 be adopted.

Appropriation Ordinance 08-03 received a roll call vote of Ayes: 9, Nays: 0

It was moved and seconded that Appropriation Ordinance 08-04 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 4-0-3

Appropriation Ordinance 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

It was moved and seconded that Appropriation Ordinance 08-04 be adopted.

Appropriation Ordinance 08-04 received a roll call vote of Ayes: 9, Nays: 0

It was moved and seconded that Ordinance 08-17 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 1-1-5. It was moved and seconded that Ordinance 08-17 be adopted.

Ordinance 08-17 An Ordinance Reviewing and Modifying the Budget of the Bloomington Public Transportation Corporation for the Year 2009

It was moved and seconded to postpone the final vote on the Transit Budget to a regular session meeting in early October.

Motion to postpone

The motion received a roll call vote of Ayes: 3 (Wisler, Ruff, Volan), Nays: 5 (Rollo, Sandberg, Sturbaum, Satterfield, Mayer) and the thus FAILED. Piedmont left the meeting before this vote was taken.

Ordinance 08-17 received a roll call vote of Ayes: 6 (Rollo, Ruff, Sandberg, Sturbaum, Satterfield, Mayer), Nays: 2 (Wisler, Volan). Piedmont left the meeting before this vote was taken

Final vote on Ordinance 08-17.

The meeting was adjourned at 11:06 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the November 19, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the November 19, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, November 19, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
NOVEMBER 19, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler
Absent: None

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

There were no minutes to approve at this meeting.

APPROVAL OF MINUTES

It was moved and seconded that the Annual Calendar Schedule for 2009 be adopted. The motion received a voice vote of Ayes: 8, Nays: 1 (Piedmont-Smith)

REPORTS:
COUNCIL COMMITTEES

- Annual Calendar Schedule for 2009

There were no appointments to boards or commissions at this meeting.

BOARD AND COMMISSION
APPOINTMENTS

It was moved and seconded that Ordinance 08-21 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 8-0-1, It was moved and seconded that Ordinance 08-21 be adopted.

LEGISLATION FOR SECOND
READING

Ordinance 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)

Ordinance 08-21 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Ordinance 08-12 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 5-0-2, It was moved and seconded that Ordinance 08-12 be adopted.

Ordinance 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)

Ordinance 08-12 received a roll call vote of Ayes: 8, Nays: 0. Satterfield did not participate in the discussion or vote.

It was moved and seconded that Resolution 08-14 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, noting that there was no committee recommendation on the item. It was moved and seconded that Resolution 08-14 be adopted.

Resolution 08-14 Supporting the City of Bloomington Certified Local Government Preserve America Application

Resolution 08-14 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Resolution 08-15 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, noting that there was no committee recommendation on the item. It was moved and seconded that Resolution 08-15 be adopted.

Resolution 08-15 Extending the Work of the Bloomington Peak Oil Task Force

Resolution 08-15 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that the following legislation be introduced and read by title and synopsis only. Clerk Moore read the legislation by title and synopsis.

LEGISLATION FOR FIRST
READING

Appropriation Ordinance 08-07 To Specifically 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

Appropriation Ordinance 08-07

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)

The meeting was adjourned at 9:32 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington

for approval



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the December 03, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the December 03, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, December 3, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
December 3, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler
Absent: Volan

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

There were no minutes to approve at this meeting.

APPROVAL OF MINUTES

There were no appointments to boards or commissions at this meeting.

BOARD AND COMMISSION
APPOINTMENTS

It was moved and seconded that Appropriation Ordinance 08-07 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 5-0-3.

It was moved and seconded that Appropriation Ordinance 08-07 be adopted.

LEGISLATION FOR SECOND
READING

Appropriation Ordinance 08-07 To Specifically 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)

Appropriation Ordinance 08-07 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that the following legislation be introduced and read by title and synopsis only. Clerk Moore read the legislation by title and synopsis.

LEGISLATION FOR FIRST
READING

Ordinance 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)

Ordinance 08-13

The meeting was adjourned at 8:46 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the December 17, 2008 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the December 17, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, December 17, 2008 at 7:35 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
DECEMBER 17, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan (arr. 7:43), Wisler (arr. 8:20)
Absent:

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

There were no minutes to be approved at this meeting.

APPROVAL OF MINUTES

It was moved and seconded that Resolution 08-16 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 8-0-0. It was moved and seconded that Resolution 08-16 be adopted.

LEGISLATION FOR SECOND
READING

Resolution 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
Laurie Ringquist

Resolution 08-16 received a roll call vote of Ayes: 8, Nays: 0 (Wisler had not yet arrived).

It was moved and seconded that Ordinance 08-13 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 0-1-8. It was moved and seconded that Ordinance 08-13 be adopted.

Ordinance 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)

Ordinance 08-13 received a roll call vote of Ayes: 8, Nays: 1 (Volan).

It was moved and seconded that Resolution 08-17 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 8-0-1. It was moved and seconded that Resolution 08-17 be adopted.

Resolution 08-17 To Authorize Expenditures from the Industrial Development Fund for Physical Infrastructure to Support an Economic Development Project at the Indiana Enterprise Center

Resolution 08-17 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Resolution 08-18 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 9-0-0. It was moved and seconded that Resolution 08-18 be adopted.

Resolution 08-18 To Authorize Expenditures from the Industrial Development Fund for the Attainment of Benchmarks by IEC, LLC at the Indiana Enterprise Center

Resolution 08-18 received a roll call vote of Ayes: 8, Nays: 0 (Piedmont-Smith out of room).

Since this was the last meeting of the year, there was no legislation to be introduced.

LEGISLATION FOR FIRST
READING

The meeting was adjourned at 11:15 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the October 21, 2009 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the October 21, 2009 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, October 21, 2009 at 7:30 pm with Council President Andy Ruff presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
October 21, 2009

Roll Call: Mayer, Piedmont-Smith, Ruff, Sandberg, Satterfield, Sturbaum, Volan,
Absent: Rollo, Wisler

ROLL CALL

Council President Ruff gave the Agenda Summation

AGENDA SUMMATION

There were no minutes for approval at this meeting.

APPROVAL OF MINUTES

There were no appointments to boards or commissions at this meeting.

BOARD AND COMMISSION
APPOINTMENTS
LEGISLATION FOR SECOND
READING

It was moved and seconded that Resolution 09-18 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee Do Pass recommendation as 8-0-1
It was moved and seconded that Resolution 09-18 be adopted.

Ordinance 09-18 To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” – Re: Responsible Bidding Practices and Requirements to Perform Construction Work on City of Bloomington Projects

It was moved and seconded to adopt Amendment #1 to Ordinance 09-18.

Amendment #1 to Ordinance 09-18
This amendment is sponsored by Councilmember Ruff and requires that, at the time of submitting the bid, the general contractor provide certain information about subcontractors the general contractor intends to use on a project. That information includes their name, address, and amount of their bid.

Amendment #1 to Ordinance 09-18 received a roll call vote of Ayes: 7, Nays: 0.

Ordinance 09-18 as amended

Resolution 09-18 as amended by Amendment #1 received a roll call vote of Ayes: 7, Nays: 0.

It was moved and seconded that Resolution 09-19 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee Do Pass recommendation as 6-0-3
It was moved and seconded that Resolution 09-19 be adopted.

Ordinance 09-19 To Amend Title 7 of the Bloomington Municipal Code Entitled “Animals” – Re: Numerous Changes Resulting from a Periodic Review of Title 7 and Also Responding to HEA 1468 which Regulates “Puppy Mills”

It was moved and seconded to adopt Amendment #1 to Ordinance 09-19.

Amendment #1 to Ordinance 09-19
This amendment corrects a clerical error in the third Whereas clause.

Amendment #1 to Ordinance 09-19 received a roll call vote of Ayes: 7, Nays: 0.

Ordinance 09-19 as amended

Resolution 09-19 as amended by Amendment #1 received a roll call vote of Ayes: 7, Nays: 0.

It was moved and seconded that the following legislation be introduced and read by title and synopsis only. Clerk Moore read the legislation by title and synopsis.

LEGISLATION FOR FIRST
READING

Ordinance 09-20 To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” - Re: Expanding the Bloomington Commission on Sustainability to Include an Appointment

Ordinance 09-20

from Monroe County Government and an Ex-Officio Representative from Indiana University

Ordinance 09-21 To Amend Title 8 of the Bloomington Municipal Code, Entitled “Historic Preservation and Protection” to Establish a Historic District – Re: Elks Lodge #446 Located at 400 North Walnut Street (Bloomington Historic Preservation Commission, Petitioner)

It was moved and seconded that the council suspend the rules to take up an item not originally on the agenda.

The motion was approved by a voice vote.

It was moved and seconded that the council hold a Special Session on October 28, 2009 immediately after the regularly scheduled Committee of the Whole meeting on that date.

The motion was approved by a roll call vote of Ayes: 7, Nays: 0.

The meeting was adjourned at 9:45 pm.

APPROVE:

ATTEST:

Andy Ruff, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington

Ordinance 09-21

MOTION to suspend the rules to take up an item not originally on the agenda.

MOTION TO HOLD SPECIAL SESSION ON October 28, 2009 immediately after the committee of the whole meeting that date.

ADJOURNMENT

for approval



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the November 04, 2009 meeting of the Bloomington City Council is a full, true and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I
hereunto set my signature as Clerk
of the City of Bloomington on the
date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the November 04, 2009 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2021.

Jim Sims
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, November 4, 2009 at 7:30 pm with Council President Andy Ruff presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
November 4, 2009

Roll Call: Mayer, Piedmont-Smith, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler
Absent: none

ROLL CALL

Council President Ruff gave the Agenda Summation

AGENDA SUMMATION

There were no minutes for approval at this meeting.

APPROVAL OF MINUTES

It was moved and seconded that Scott Jones be appointed to a vacancy on the Bloomington Community Arts Commission. The appointment was approved by voice vote.

BOARD AND COMMISSION
APPOINTMENTS

It was moved and seconded that Keith Vogelsang be appointed to a vacancy on the Environmental Commission. The appointment was approved by voice vote.

LEGISLATION FOR SECOND
READING

It was moved and seconded that Ordinance 09-20 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do Pass recommendation of 8-0. It was moved and seconded that Ordinance 09-20 be adopted.

Ordinance 09-20 To Amend Title 2 of the Bloomington Municipal Code Entitled "Administration and Personnel" - Re: Expanding the Bloomington Commission on Sustainability to Include an Appointment from Monroe County Government and an Ex-Officio Representative from Indiana University

It was moved and seconded that Amendment #1 to Ordinance 09-20 be adopted to correct a small clerical error.

Amendment #1 to Ordinance 09-20
This amendment corrected a clerical error in the third Whereas clause.

Amendment #1 to Ordinance 09-20 received a roll call vote of Ayes: 8, Nays: 0 (Rollo out of room)

Ordinance 09-20 as amended received a roll call vote of Ayes: 8, Nays: 0 (Rollo out of room)

Ordinance 09-20 as amended

It was moved and seconded that Resolution 09-16 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, stating that there was no committee recommendation on this item.

Resolution 09-16 Approving the Enlargement of the Adams Crossing Economic Development and Tax Allocation Area

It was moved and seconded that Resolution 09-16 be adopted.

Resolution 09-16 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Ordinance 09-21 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do Pass recommendation of 3-0-5. It was moved and seconded that Ordinance 09-21 be adopted.

Ordinance 09-21 To Amend Title 8 of the Bloomington Municipal Code, Entitled "Historic Preservation and Protection" to Establish a Historic District – Re: Elks Lodge #446 Located at 400 North Walnut Street (Bloomington Historic Preservation Commission, Petitioner)

Ordinance 09-21 received a roll call vote of Ayes: 6 (Rollo, Sandberg, Piedmont-Smith, Ruff, Volan, Sturbaum), Nays: 3 (Wisler, Satterfield, Mayer)

It was moved and seconded that Resolution 09-17 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, stating that there was no committee recommendation on this item.

Resolution 09-17 To Authorize the Purchase of Real Property in Monroe County – Re: 3301 W. Tapp Road

It was moved and seconded that Resolution 09-17 be adopted.

Resolution 09-17 received a roll call vote of Ayes: 8, Nays: 1 (Wisler).

It was moved and seconded that Appropriation Ordinance 09-10 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do Pass recommendation of 8-0.

Appropriation Ordinance 09-10 To Specially Appropriate from the General Fund Expenditures Not Otherwise Appropriated (To Purchase and Renovate Property on Tapp Road for an Affordable Housing Project)

It was moved and seconded that Appropriation Ordinance 09-10 be adopted.

Appropriation Ordinance 09-10 received a roll call vote of Ayes: 8, Nays: 1 (Wisler).

It was moved and seconded that the following legislation be introduced and read by title and synopsis only. Clerk Moore read the legislation by title and synopsis.

LEGISLATION FOR FIRST READING

Ordinance 09-22 To Amend the Bloomington Zoning Maps From Commercial Limited (CL) to Planned Unit Development (PUD) and to Adopt the Preliminary Plan for the 1.6 Acres McDoel Station PUD – Re: 223 W. Dodds Street (Bryan White, Petitioner)

Ordinance 09-22

PUBLIC INPUT

The meeting was adjourned at 11:05 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Andy Ruff, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



MEMO FROM COUNCIL OFFICE ON:

Resolution 21-02 – To Approve the Interlocal Agreement Between Monroe County, the Town of Ellettsville and the City of Bloomington for Animal Shelter Operation for the Year 2021

Synopsis

This resolution authorizes execution, by the Mayor and Director of Animal Care and Control, of the Animal Shelter Interlocal Agreement for Fiscal Year 2021 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 \$356,790.28 for 2021 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 \$22,536.34 for 2021 in return for the space the City provides the Town of Ellettsville and services it renders on the Town of Ellettsville's behalf.

Relevant Materials

- Resolution 21-02, with attached Animal Shelter Interlocal Agreement for Fiscal Year 2021
- Memo from Jackie Moore, Assistant City Attorney
- 2019 Breakdown of Incoming Animals by Jurisdiction and Source
- FY 2021 Projected Costs and Calculations
- Animal Shelter Interlocal Agreement Amounts and Correlating Date from 2015 to 2021
- Fiscal Impact Statement forthcoming

Summary

Resolution 21-02 authorizes the signing of an Animal Shelter Interlocal agreement between Monroe County, the Town of Ellettsville, and the City regarding the funding for animal shelter operations in fiscal year 2021. Indiana Code 36-1-7-2 allows governmental entities to jointly exercise powers or for one entity to exercise a power on behalf of others by entering into a written agreement. This resolution would authorize such an agreement.

The agreement provides that the City will continue providing animal shelter services to both the County and Ellettsville. It further provides that the County will reimburse the City \$356,790.28 and Ellettsville will reimburse the City \$22,536.34 for past animal shelter operation expenditures (totaling \$379,326.62). The amount of payment is based upon a long-standing formula that takes into account the cost of shelter operations, offset by revenues, and the percentage of shelter operations attributable to animals coming from these jurisdictions during the previous full calendar year. Included in the materials is a sheet that shows the amount of payments from the past five years, as well as a sheet that provides more detail about the FY 2021 projected costs.

Contact

Virgil Sauder, Animal Shelter Director, sauderv@bloomington.in.gov, 812-349-3492

Jackie Moore, Assistant City Attorney, mooreja@bloomington.in.gov, 812-349-3426

RESOLUTION 21-02

**TO APPROVE THE INTERLOCAL AGREEMENT
BETWEEN MONROE COUNTY, THE TOWN OF ELLETTSVILLE
AND THE CITY OF BLOOMINGTON FOR
ANIMAL SHELTER OPERATION FOR THE YEAR 2021**

WHEREAS, the Common Council of the City of Bloomington desires to contract with Monroe County and the Town of Ellettsville, through the authority of I.C. § 36-1-7-2, to provide services and facilities to Monroe County and the Town of Ellettsville for animal care and control in consideration of payment therefore; and,

WHEREAS, an agreement has been reached between the City of Bloomington, Monroe County and the Town of Ellettsville to provide said services and facilities for 2021;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

Section 1. The Common Council hereby approves the Animal Shelter Interlocal Agreement attached hereto and incorporated herein for Fiscal Year 2021 and authorizes the Mayor and the Director of the Animal Shelter to execute the Agreement as attested to by the Clerk of the City of Bloomington.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2021.

JIM SIMS, President
Bloomington Common Council

ATTEST:

NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2021.

NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2021.

JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

This resolution authorizes execution, by the Mayor and Director of Animal Care and Control, of the Animal Shelter Interlocal Agreement for Fiscal Year 2021 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 \$356,790.28 for 2021 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 \$22,536.34 for 2021 in return for the space the City provides the Town of Ellettsville and services it renders on the Town of Ellettsville's behalf.

ANIMAL SHELTER INTERLOCAL FOR FISCAL YEAR 2021

WHEREAS, the City of Bloomington Animal Care & Control Department operates the Animal Shelter for the care and control of animals; and,

WHEREAS, the City of Bloomington Animal Care & Control Department enforces licensing, animal care and animal control ordinances within the corporate boundaries of the municipality, including impoundment, adoptions and euthanization of animals of the Animal Shelter; and,

WHEREAS, the County Animal Management Officers exercise similar functions within the County, but utilize the Shelter premises and staff for impoundment, adoptions and euthanization of animals; and,

WHEREAS, the County Animal Management Officers exercise similar functions within the town limits of the Town of Ellettsville, but utilize the Shelter premises and staff for impoundment, adoptions and euthanization of animals; and,

WHEREAS, the Town of Ellettsville finds it in the best interest of its citizens to contract with Monroe County for the animal management services and the City of Bloomington, Indiana for Animal Shelter use; and,

WHEREAS, Monroe County finds it in the best interest of its citizens to contract with the City of Bloomington, Indiana for Animal Shelter use and to provide the Town of Ellettsville animal management services; and,

WHEREAS, the City of Bloomington, the Town of Ellettsville, and Monroe County are empowered pursuant to Indiana Code § 36-1-7 to contract together on the basis of mutual advantage to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local government;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions herein agreed, the parties agree as follows:

1. The duration of the Agreement shall be for one (1) year, commencing January 1, 2021, and ending on December 31, 2021.
2. The City of Bloomington (“City”) agrees to provide the Town of Ellettsville (“Town”) and Monroe County (“County”) the following:
 - a. The impoundment, general animal care, adoption and euthanization of animals for the Town and County.
 - b. Use of supplies and equipment in the City Animal Shelter by the County personnel;
 - c. Assistance to the Town and County in answering phone calls, dispatching service calls and explaining the County animal management laws to callers; and

3. The County shall administer and enforce County Animal Management Laws, including relevant kennel regulations, within the corporate limits of the Town of Ellettsville.
4. The County agrees to pay the City, the sum of \$356,790.28 in reimbursement of 2019 Animal Shelter Operations expenditures.
5. The Town agrees to pay the City, the sum of \$22,536.34 in reimbursement of 2019 Animal Shelter Operations expenditures.
6. The level of cooperation recited in this Agreement is intended to exist for the purpose of efficient and effective delivery of governmental services to the citizens of the City, Town, and County; however, the parties recognize that modifications may be required, either to the Agreement itself, or to the practices and procedures that bring the recitals contained within this document to fruition.
7. The City, the Town, and the County departments affected by the terms of this Agreement will continue to communicate and cooperate together to assure that the purposes of this Agreement are achieved on behalf of and to the benefit of the citizens of the respective political subdivisions.
8. Payments shall be made semi-annually to the Controller of the City of Bloomington, upon the timely submission by the City of a claim. Such claims should be submitted to the Monroe County Board of Commissioners, Room 322, Courthouse, Bloomington, Indiana 47404 and the Town Council of Ellettsville, P. O. Box 8, Ellettsville, Indiana, 47429.

THE PARTIES, intending to be bound, have executed this ANIMAL SHELTER INTERLOCAL AGREEMENT FOR FISCAL YEAR 2021 on this 12th day of October, 2020.

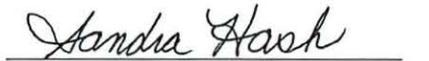
TOWN OF ELLETTSVILLE, INDIANA



Dan Swafford, President
Ellettsville Town Council

DATE: 10-12-2020

ATTEST:



SANDRA HASH, Clerk/Treasurer

DATE: 10-12-2020

DATE: _____

CITY OF BLOOMINGTON

MONROE COUNTY COMMISSIONERS

JOHN HAMILTON, MAYOR

Not Present

JULIE THOMAS, PRESIDENT

DATE: _____

DATE: _____

Lee Jones

LEE JONES, COMMISSIONER

DATE: 9.30.2020

Penny Githens

PENNY GITHENS, COMMISSIONER

DATE: 9.30.2020

ATTEST:

ATTEST:

NICOLE BOLDEN, CLERK

Catherine Smith

CATHERINE SMITH, COUNTY AUDITOR

DATE: _____

DATE: 9.30.2020

MEMO

To: City of Bloomington Common Council
From: Jacquelyn F. Moore, Assistant City Attorney
Date: December 10, 2020
Re: 2021 Animal Interlocal Agreement

The City of Bloomington, Monroe County, and the Town of Ellettsville have agreed to renew the annual Animal Interlocal Agreement. This Agreement provides that the City of Bloomington will house, care for and euthanize animals from Monroe County and the Town of Ellettsville at the City's shelter, and provide related services such as adoptions, responding to inquiries from the public, and receiving and recording license fees. In exchange, Monroe County and the Town of Ellettsville agree to pay the City a percentage of the Animal Shelter Operations Program 2019 Expenditures for those services.

The amount to be paid to the City under the 2021 Animal Interlocal was calculated using the total for 2019 animal shelter expenditures, which was reduced by 2019 Actual Adoption Revenue. That sum was then multiplied by the percentage of animals taken in by the shelter from both Monroe County and the Town of Ellettsville. For 2021, Monroe County and the Town of Ellettsville will pay the City \$379,352.62.

2019 BREAKDOWN OF INCOMING ANIMALS BY JURISDICTION AND SOURCE

Animals included in City of Bloomington Total

<u>Jurisdiction</u>	<u>ACO P/U</u>	<u>Surrender</u>	<u>Stray</u>	<u>Total</u>	
City	340	679	585	1,604	40.63%

Out of County

<u>Jurisdiction</u>	<u>ACO P/U</u>	<u>Surrender</u>	<u>Stray</u>	<u>Total</u>	
Owen County		61	28	89	
Greene County		84	36	120	
Lawrence County		117	30	147	
Brown County		14	0	14	
Morgan County		33	7	40	
Other Counties		111	22	133	
Subtotal	0	420	123	543	13.75%

Animals included in Monroe County Total

<u>Jurisdiction</u>	<u>AMO P/U</u>	<u>Surrender</u>	<u>Stray</u>	<u>Total</u>	
Monroe County	202	873	619	1,694	42.91%
Ellettsville	11	68	28	107	2.71%
Subtotal	213	941	647	1,801	45.62%

TOTAL INCOMING ANIMALS 553 2,040 1,355 3,948

ACO P/U - These are animals picked up in the field by city and county animal control officers.

Surrender - These are owned animals surrendered at the shelter.

Stray - These are stray animals brought to the shelter by citizens.

City of Bloomington/ Monroe County Interlocal Agreement Amounts and Correlating Data from 2015 to 2021

The chart below gives a brief look at the interlocal agreement amounts over the last several years for easy reference. The agreement amount is tied to the intake of the previous year. Though overall expenses continue to rise slightly, the years with larger amounts correlate in the amount of the agreement equate to years with substantial building, grounds, or equipment repairs/ replacement as well as decreased adoption revenue for those years.

Agreement Year	2015	2016	2017	2018	2019	2020	2021
Interlocal Amount	\$335,051	\$272,597	\$282,298	\$319,495	\$355,474	\$350,148	\$379,327

Animal Intake Year	2013	2014	2015	2016	2017	2018	2019
Animal Intake	3988	3794	3849	3711	3598	3629	3948
County percentage of intake	46%	49%	44%	43%	49%	45%	46%
Sheltering Operation expenses	\$683,777	\$619,539	\$656,509	\$709,989	\$725,457	\$795,792	\$831,538
Adoption income	\$102,256	\$106,851	\$110,228	\$100,994	\$92,227	\$97,931	\$108,867

All numbers in graph have been rounded for ease of comparison.



MEMO FROM COUNCIL OFFICE ON:

Resolution 21-01 – To Consolidate Standing Committees of the Common Council

Synopsis

This resolution is authored by Councilmember Volan and consolidates, redefines, and dissolves various Council standing committees.

Relevant Materials

- Resolution 21-01
- Memo from Councilmember Volan
- Fiscal Impact Statement forthcoming

Summary

Pursuant to local code, the Council may by resolution establish standing committees and define the duties and responsibilities of each committee to facilitate the transaction of business.¹ The Council may also create or abolish standing committees by adoption of subsequent resolutions.

On February 19, 2020, the Council adopted [Resolution 20-01](#), which created several new standing committees of the Council and dissolved three Council Interview Committees. A discussion and summary of Resolution 20-01 and standing committees in general, provided by previous Council Administrator/Attorney Dan Sherman, can be found in the legislative packet for the January 8, 2020 Organizational Meeting, available online here:

https://bloomington.in.gov/onboard/meetingFiles/download?meetingFile_id=5286#page=9

Please note that staff has only conducted a preliminary review of Resolution 21-01, as the proposal was received by the Council Office on December 30, 2020.

Contact

Stephen Volan, volans@bloomington.in.gov, 812-349-3409

¹ [BMC 2.04.210](#)

RESOLUTION 21-01

**TO CONSOLIDATE STANDING COMMITTEES
OF THE COMMON COUNCIL**

- WHEREAS, the standing committee system established last year has made the legislative process more accessible to city departments, city residents, and the various petitioners that come before the Council, and has provided more opportunities for concerned residents to be heard; and
- WHEREAS, standing committees have allowed Councilmembers to better manage their workload and time while responding to changing community priorities, have provided predictability in meeting scheduling and duration; and
- WHEREAS, despite having extended the default legislative cycle, standing committees have held only a fraction of legislative items for extended deliberation; and
- WHEREAS, the Common Council currently has the following eleven standing committees: Administration, Climate Action and Resilience, Community Affairs, Housing, Jack Hopkins Social Services Funding, Land Use, Public Safety, Sidewalk, Sustainable Development, Transportation, and Utilities and Sanitation, along with a four-member delegation of councilmembers who serve on the Monroe County Public Safety Local Income Tax Council; and
- WHEREAS, the Council wishes to consolidate or adjust some committees after the first year under a committee system, as some committees proved to be of greater value than others; and
- WHEREAS, the 2020 Indiana Elected Municipal Officials Handbook published by Accelerate Indiana Municipalities describes standing committees as “usually set up at the beginning of the term of office, and to which are referred all matters relating to specific subjects”; and
- WHEREAS, the Climate Action and Resilience Committee should be abolished and its functions subsumed by the Sustainable Development Committee; and
- WHEREAS, the Housing Committee should be abolished and its functions subsumed by the Land Use Committee; and
- WHEREAS, after it has completed its review and report regarding 2021 sidewalk funding recommendations, the Sidewalk Committee should be abolished and its functions subsumed by the Transportation Committee; and
- WHEREAS, the Utilities and Sanitation Committee should be abolished and its functions subsumed by the Community Affairs Committee; and
- WHEREAS, the Jack Hopkins Social Services Funding Committee should continue without the word “Funding” in its title, and become eligible to have legislation referred to it other than the ordinance that appropriates the annual Hopkins Social Services Fund; and
- WHEREAS, the Administration, Public Safety, and Transportation Committees should continue unchanged;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. Land Use and Housing Committee. The Council hereby renames and redefines the Land Use Committee as follows:

The Land Use and Housing Committee shall be responsible for making recommendations to the Council on matters certified to the Council by the Plan Commission. It shall also research and take input on other land use matters of community concern, with a focus on implementing the city's Comprehensive Plan and Unified Development Ordinance, as well as on more specific issues relating to land use within the city's planning jurisdiction, both by the city itself and other public or private developers. The Committee shall also focus on the various facets of housing in the city, including support for low-income housing and historic preservation, and to research and take input on other housing issues of community concern. The Land Use Committee shall act as liaison to and be responsible for oversight of the following city departments; and shall act as liaison to, be responsible for oversight of, and if the Council has appointments to be made, make appointment recommendations to the Council for the following boards and commissions:

City Departments/Divisions

Housing and Neighborhood Development
Parks and Recreation
Planning and Transportation: planning matters

Boards and Commissions

Historic Preservation Commission
Housing Authority Board
Housing Quality Appeals Board
Board of Park Commissioners
Plan Commission
Plat Committee
Tree Commission
Board of Zoning Appeals

SECTION 2. Sustainability, Climate Action and Resilience Committee. The Council hereby renames and redefines the Sustainable Development Committee as follows:

The Sustainability, Climate Action and Resilience Committee shall focus on the city's efforts to reduce greenhouse gas emissions, increase community resilience in the face of climate change, and implement sustainability as a guiding principle. All three facets of sustainability will fall under this committee purview: economy, environment, and social equity. The Sustainability, Climate Action and Resilience Committee shall also act as liaison to and be responsible for oversight of the following boards, commissions, and city departments:

City Departments

Economic and Sustainable Development

Boards and Commissions

Bloomington Urban Enterprise Association
Redevelopment Commission
Environmental Commission
Farmers 'Market Advisory Council
Human Rights Commission
Bloomington Commission on Sustainability
Economic Development Commission
Bloomington Industrial Development Advisory Commission

The Sustainability, Climate Action and Resilience Committee shall be responsible for making appointment recommendations to the Council for the following boards and commissions:

Bloomington Urban Enterprise Association
Redevelopment Commission
Environmental Commission
Bloomington Arts Commission
Bloomington Commission on Sustainability

SECTION 3. Community Affairs Committee. The Council hereby redefines the Community Affairs Committee as follows:

The Community Affairs Committee shall focus on basic public services by such as water and wastewater treatment, stormwater infrastructure, and sanitation, as well as the outreach and community support functions carried out mainly by, or with staff support from, the Community and Family Resources Department, but also by other citizen boards or commissions, and shall research and take input on other community affairs and matters that do not otherwise fall within the purview of another standing committee. The Community Affairs Committee shall act as liaison to and be responsible for oversight of the following city departments; and shall act as liaison to, be responsible for oversight of, and if the Council has appointments to be made, make appointment recommendations to the Council for the following boards and commissions:

City Departments/Divisions

Community and Family Resources
City of Bloomington Utilities
Sanitation Division of Public Works Department

Boards and Commissions

Commission on Aging
Arts Commission
Commission on Hispanic and Latino Affairs
Commission on the Status of Black Males
Commission on the Status of Children and Youth
Commission on the Status of Women
Martin Luther King, Jr. Birthday Commission
Utilities Service Board

SECTION 4. Dissolution of Some Committees. The following committees shall be dissolved:

- (a) Housing;
- (b) Climate Action and Resilience;
- (c) Utilities and Sanitation; and
- (d) Sidewalk (after the existing Sidewalk Committee has completed its review and report regarding 2021 sidewalk funding recommendations).

SECTION 5. Jack Hopkins Social Services Committee. The Council hereby renames and redefines the Jack Hopkins Social Services Funding Committee as follows:

The Jack Hopkins Social Services Committee shall focus on the provision of social services, whether by public or private entities, particularly social services rendered in an emergency context. The committee, along with three City residents with experience in social services appointed by the Committee Chair, shall continue to recommend to the Council the annual allocation of monies in the Jack Hopkins Social Services Funding Program.

SECTION 6. The newly-approved Community Advisory on Public Safety (CAPS) Commission shall be overseen by the Council's Public Safety Committee, which shall also make appointment recommendations to the Council.

SECTION 7. Severability. If any section, sentence or provision of this resolution, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions or applications of this resolution which can be given effect without the invalid provision or application, and to this end the provisions of this resolution are declared to be severable.

PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this ____ day of _____, 2021.

, President
Bloomington Common Council

ATTEST:

NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this ____ day of _____, 2021.

NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this ____ day of _____, 2021.

JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

This resolution is authored by Councilmember Volan and consolidates, redefines, and dissolves various Council standing committees.

To: Council

From: Steve Volan, Councilmember, District VI

Date: December 30, 2020

Re: Resolution 21-01, consolidating some committees

Based on our December 21 discussion and our first year's experience, Resolution 21-01 proposes a practical and pragmatic consolidation of standing committees, for consideration on Organization Day, January 6. It consolidates the eleven existing committees into eight.

Res. 21-01 should be thought of as a buffet of options, though. Each is designed to be easily stricken by amendment if Council prefers to see certain committees remain. The resolution is consistent with our ongoing re-evaluation of the legislative process through the committee system.

Section 1: Merge Housing into Land Use

No legislation was referred to the Housing Committee in 2020. Because a primary value of a standing committee is as a vehicle for evaluating legislation, housing issues could be taken up by a more active committee with a related portfolio. Section 1 merges it into the Land Use Committee; Section 4, paragraph (a) dissolves Housing.

Section 2: Merge Climate Action & Resilience back into Sustainable Development

This reflects the original proposal of Res 20-01, which was split by amendment into the two existing committees. Section 2 restores the original name; Section 4, paragraph (b) dissolves Climate Action and Resilience.

Section 3: Merge Utilities & Sanitation into Community Affairs

Each committee held only one meeting in 2020 to consider referred legislation. Community Affairs was intended to be the catch-all committee for all other topics not specific enough to merit a more specific committee, Section 3 merges Utilities & Sanitation into it, and Section 4, paragraph (c) eliminates Utilities & Sanitation.

Section 4, paragraph (d): Dissolve the Sidewalk Committee

Planning & Transportation staff and several Councilmembers believe that the Sidewalk Fund should be allocated by staff instead of the Council Sidewalk Committee process. While I take no position on the merit of this idea, I have included it in the resolution for the sake of discussion.

Section 5: Elevate Jack Hopkins Social Services to a "full" committee

Up until now, it has been the Jack Hopkins Social Services *Funding* Committee, its limited purpose to advise on the allocation of funds. But emergency social services are one of the important topics of our time, and Hopkins, like Sidewalk, is and has been a

standing committee for decades. Council should use this committee to take up matters that are increasingly weighing on us.

Rather than burden Community Affairs with that portfolio, Section 5 simply proposes eliminating the word “Funding” from the committee’s title and giving its members the ability to think about these issues. (It also notes that the committee is made up of four Councilmembers, and that three members of the public with expertise in social services join it for allocating Hopkins dollars.) This is a modest and useful upgrade to the committee’s original function.

Section 6: Have Public Safety oversee the CAPS Commission

This is a simple administrative fix that houses the new CAPS Commission in the Public Safety Committee’s portfolio.

Conclusions

If this resolution is adopted, Council may have as few as seven standing committees, with 28 total seats, enough for each member to get three assignments (and a leftover bonus assignment for some member who’s been really good):

- Administration
- Community Affairs
- Jack Hopkins Social Services
- Land Use
- Public Safety
- Sustainability, Climate Action & Resilience; and
- Transportation.

Members should look at this as an opportunity to make changes, which without a resolution would not be possible, but also think of it as a buffet. I have structured this resolution to make it relatively easy to strip out consolidations that the Council does not wish to make at this time.

Postscript: There is one other “committee” to deal with: since 2016, Council has named members to the “Public Safety Local Income Tax (PS LIT) Committee.” This is not a City Council committee. It’s the seven-member committee of the 24-member Monroe County LIT Council¹, to which we appoint four members. Three of the four members in 2020 were also members of the City Council’s Public Safety Committee. It’s my recommendation that we simply designate that members of our Public Safety Committee automatically serve as our delegation to the countywide PS LIT Council.

¹ As a reminder, the MC LIT Council membership is entirely ex-officio, made up of the nine members of the City Council, the seven of the County Council, the five of the Ellettsville Council, and the three of the Stinesville Council.



MEMO FROM COUNCIL OFFICE ON:

Ordinance 21-03 (formerly Ordinance 20-33) – To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” - Re: Chapter 2.02 (Boards and Commissions – revised) and Chapter 2.04 (Common Council – revised)

Background

This legislation was first introduced during the Special Session on Wednesday, December 9, 2020 under the title Ord 20-33 and was referred to the Administration Committee, which met that same night. During the Administration Committee meeting, it was moved and seconded to postpone committee deliberations for Ord 20-33 to a future Administration Committee meeting. The motion passed with a vote of 3-0-1.

Typically, legislation referred to committee is reported back to the Council not later than the second Regular Session after being referred to committee, which in this case would be the January 13, 2021 Regular Session (see BMC 2.04.230(b)). However, due to the Council’s winter recess, the Administration Committee will not meet for the second time to review this legislation until after the Regular Session on January 13, 2021.

Additionally, it is customary that with the start of a new year, Council has finished with legislation from the prior year and is moving on to other legislative matters. This year, however, Council is continuing to work on various revisions to Title 2 of the Bloomington Municipal Code (BMC) that began in 2020.

Because of the New Year, the Council should consider a motion to reintroduce the ordinance with a new number (Ord 21-03) along with an updated signature block to reflect the recent selection of new officers. In addition, the Council should consider a motion to extend the time for the Administration Committee to provide its report on the legislation to the January 20, 2021 Regular Session.

Synopsis

This ordinance is sponsored by Councilmember Volan and would amend portions of Title 2 of the Bloomington Municipal Code entitled “Administration and Personnel.” The ordinance makes the following changes:

- It requires that certain information about each city board or commission be maintained on the city’s website and revises the process to be followed upon a board or commission vacancy.
- It revises BMC Section 2.04.255 (“Committees – Scheduling”) to clarify council committee scheduling and the process of referring legislation to a council committee.



- It revises BMC Section 2.04.270 (“Ordinances and resolutions—Filing, copies and agendas”) to specify that the Council President is authorized to approve the agendas for committee meetings convened to consider legislation referred to them.
- It deletes BMC Section 2.04.290 (“Ordinances and resolutions—Fiscal impact statement required”).

Relevant Materials

- [Ordinance 21-03](#) (formerly [Ord 20-33](#))
- Relevant portions of Bloomington Municipal Code Chapters 2.02 and 2.04 with proposed changes tracked
- Fiscal Impact Statement forthcoming

Summary

[Ordinance 21-03](#) (formerly [Ord 20-33](#)) proposes changes to various provisions in Bloomington Municipal Code Title 2.

First, Sections 1-3 of the ordinance revise the process to be followed when a vacancy occurs on a city board or commission. The process currently called for by local code was adopted in 1976 by [Ordinance 76-27](#). It requires the creation of a synopsis containing certain information about the vacancy and the board, and calls for that synopsis and a statement on how to apply to the board to be sent to the local media at least fifteen days (except in certain emergency situations) before an appointment can be made.

The process proposed by [Ordinance 21-03](#) would require that relevant information about each city board or commission be available and maintained on the city’s website. When a vacancy occurs, the ordinance would require that an announcement be sent to the local media. That announcement would need to contain the relevant information about the particular board or commission (or direct the public to the information available on the city’s website) along with a statement on how members of the public can apply for the vacancy

Second, Section 4 of the ordinance revises BMC 2.04.255 in a number of ways:

- It specifies that council committees (including the committee of the whole or standing committees) convened to consider legislation shall meet on second or fourth Wednesdays of each month, unless cancelled or otherwise rescheduled by a majority vote of the Council.
- It eliminates a provision that calls for committee of the whole meetings to convene at 6:30 p.m. local time so that meetings of the committee of the whole can be scheduled alongside standing committee meetings with more flexibility.



- It authorizes the council president to make a referral of legislation to the appropriate council committee when legislation is introduced, but states that such a referral can be changed by a motion of the council with a majority vote. The requirement that a motion to refer legislation to a standing committee be entertained before a motion for referral to committee of the whole remains in place.
- It allows the council president to schedule committee meetings on second and fourth Wednesdays in anticipation of the introduction of legislation.

Third, Section 5 of the ordinance revises BMC 2.04.270 to clarify that the council president shall approve the agendas for committee meetings convened to consider referred legislation.

Finally, Section 6 eliminates BMC 2.04.290, which currently requires the submittal of fiscal impact statements with every piece of legislation. This code section was adopted in 1979 by [Ordinance 79-97](#), though prior ordinances ([Ordinance 77-23](#); [Ordinance 78-71](#)) contained earlier iterations of the same requirement. In 2013, with [Ordinance 13-05](#), the Council revised this code section to eliminate a provision that required a super-majority of the Council to avoid deferring a piece of legislation when someone asserted that the fiscal impact statement requirement had not been satisfied. [Ordinance 13-05](#) also acknowledged that the submittal of fiscal impact statements had not been practiced in decades, but called for the provision to be made workable by the development of rules to facilitate the implementation of the provision. Subsequently, a fiscal impact statement template (included in this packet) was created, but it appears that such statements were not submitted with legislation until 2020.

Contact

Steve Volan, volans@bloomington.in.gov, (812) 349-3409

Stephen Lucas, lucass@bloomington.in.gov, (812) 349-3409

ORDINANCE 21-03

**TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED
“ADMINISTRATION AND PERSONNEL” –
Re: Chapter 2.02 (Boards and Commissions – *revised*) and
Chapter 2.04 (Common Council – *revised*)**

WHEREAS, portions of Title 2 of the Bloomington Municipal Code (“BMC”) have not been updated in decades, and a review of such has determined that Chapters 2.02 and 2.04 should be amended; and

WHEREAS, BMC Chapter 2.02, which details the process to be followed upon a board or commission vacancy, contains sections that have not been updated in over forty years and revisions to this process are needed to reflect changes in technology and availability of information; and

WHEREAS, since 2014, the Council has rescheduled its summer recess from August to allow the recess to begin in either June or July, and the practice of scheduling its summer recess as needed should be reflected in BMC 2.04.050; and

WHEREAS, the use of standing committees by the Common Council throughout 2020 has demonstrated that certain amendments should be made to BMC Sections 2.04.255 and 2.04.270; and

WHEREAS, as previously acknowledged in Ordinance 13-05, BMC Section 2.04.290 requires the submittal of fiscal impact statements with certain pieces of legislation, but had not been practiced for decades and such statements are not necessary; and

NOW THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA THAT:

SECTION 1. Section 2.02.010 shall be deleted in its entirety and replaced with a new Section 2.02.010 entitled “Boards and Commissions - Public information required”, which shall read as follows and the amended title of the section shall be reflected in the table of contents for this chapter:

2.02.010 – Boards and Commissions - Public information required.

Each city board or commission, or a city employee officially designated to facilitate the work of the board or commission, shall ensure that the following information about the board or commission is publicly available and accurately maintained on the city’s website:

- (1) The name of the board or commission;
- (2) The purpose or purview of the board or commission;
- (3) The current membership of the board or commission, including the term start and end dates for each seat;
- (4) Any requirements for eligibility;
- (5) The duties of the members on the board or commission;
- (6) An estimate of the time required to fulfill the duties; and
- (7) Compensation, if any is provided.

SECTION 2. Section 2.02.020 shall be deleted in its entirety and replaced with a new Section 2.02.020 entitled “Vacancy - Announcement”, which shall read as follows and the amended title of the section shall be reflected in the table of contents for this chapter:

2.02.020 – Vacancy-Announcement.

At least one month before the expiration of an appointment, and immediately on the vacancy's occurrence in the case of an unexpected vacancy, an announcement shall be sent to the local media that either includes or directs the public to the information required by 2.02.010 about the board or commission. The announcement shall also include a statement on how to apply for the vacant position(s).

SECTION 3. Section 2.02.030 shall be amended by changing the word “synopsis” to “announcement” in the first sentence, so that the section shall read:

No appointments shall be made sooner than fifteen days after submission of the announcement to the media, unless the mayor declares to the common council that an emergency situation exists on a board or commission due to the vacancy, and the mayor recommends and common council votes unanimously to make the appointment before the fifteen days have run.

SECTION 4. Section 2.04.050(e) shall be amended to read as follows:

(e) "The council may choose to schedule a summer recess, provided the council meets at least once a month. If such a recess is scheduled, no legislation shall be heard for first reading at the final regular session prior to the recess."

SECTION 5. Section 2.04.255 shall be amended to read as follows:

(a) When a committee is to consider legislation referred by the council, it shall convene its meeting on the second or fourth Wednesday of the month. The council may decide by majority vote to cancel any such committee meeting, or to meet at an alternative date and time. Motions for referral to a standing committee shall be entertained before a motion for referral to the committee of the whole and shall include the approximate time at which the committee will convene.

(1) If more than one standing committee has had legislation referred to it during the same period of time, the committees shall not be scheduled at the same time, so that any council members may attend any meeting.

(2) Such committee meetings shall not begin before 5:30 p.m. or after 9:45 p.m.

(b) The president shall have the authority to refer legislation to the appropriate committee when the legislation is introduced for first reading, but such a referral may be changed by a motion approved by a majority of the council. The president shall have the authority to call and schedule committee meetings on second and fourth Wednesdays in anticipation of the introduction of legislation.

(c) A council committee shall not meet on legal holidays as enumerated in Indiana Code § 1-1-9-1, and shall not meet to hear legislation during the Council’s official recess, on the Wednesday evening immediately before Thanksgiving Day, or on or between the fourth Wednesday in December and New Year's Eve.

SECTION 6. Section 2.04.270 shall be amended by revising the third sentence, so that the sentence shall read:

The president shall approve the agendas for regular sessions, special sessions called by the president or voted upon by the council, and committees convened to consider legislation referred to them, and the council staff shall prepare and distribute copies of the agendas and legislation to the council members, the mayor, and corporation counsel.

SECTION 7. Section 2.04.290, entitled “Ordinances and resolutions—Fiscal impact statement required,” shall be deleted in its entirety.

SECTION 8. If any section, sentence, provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 9. This ordinance shall be in full force and effect from an after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this _____ day of _____, 2020.

JIM SIMS, President
Bloomington Common Council

ATTEST:

NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2020.

NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2020.

JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

This ordinance is sponsored by Councilmember Volan and would amend portions of Title 2 of the Bloomington Municipal Code entitled “Administration and Personnel.” The ordinance makes the following changes:

- It requires that certain information about each city board or commission be maintained on the city’s website and revises the process to be followed upon a board or commission vacancy.
- It revises BMC Section 2.04.050 (“Regular Meetings”) to clarify that the Council may schedule its summer recess as needed.
- It revises BMC Section 2.04.255 (“Committees – Scheduling”) to clarify council committee scheduling and the process of referring legislation to a council committee.
- It revises BMC Section 2.04.270 (“Ordinances and resolutions—Filing, copies and agendas”) to specify that the Council President is authorized to approve the agendas for committee meetings convened to consider legislation referred to them.
- It deletes BMC Section 2.04.290 (“Ordinances and resolutions—Fiscal impact statement required”).

Note: This ordinance was revised after distribution in the Legislative Packet but before being introduced for first reading at the December 9, 2020 Special Session. The revision added the third Whereas clause, inserted a new Section 4, amended Section 5 to clarify council committees shall not meet to hear legislation during any scheduled summer recess, and renumbered subsequent sections accordingly.

Also note: This ordinance was previously introduced and discussed under the former number Ordinance 20-33, but was renumbered as Ordinance 21-03 and revised with an updated signature block to reflect the new year and election of a new Council President on January 6, 2021.

Changes proposed by Ordinance 20-33 to:
BMC CHAPTER 2.02 – BOARDS AND COMMISSIONS

Bold wording is proposed new language added.

~~Strikethrough~~ wording is language that is proposed to be deleted.

~~2.02.010 – Vacancy – Synopsis required.~~

~~At least one month before the expiration of an appointment, and immediately on the vacancy's occurrence in the case of an unexpected vacancy, the city board or commission shall write a synopsis regarding the vacancy, giving the name of the board or commission, the number of vacancies and any requirements for eligibility, the duties of the position, an estimate of the time required to fulfill the duties, and compensation.~~

2.02.010 – Boards and Commissions - Public information required.

Each city board or commission, or a city employee officially designated to facilitate the work of the board or commission, shall ensure that the following information about the board or commission is publicly available and accurately maintained on the city's website:

- (1) The name of the board or commission;**
- (2) The purpose or purview of the board or commission;**
- (3) The current membership of the board or commission, including the term start and end dates for each seat;**
- (4) Any requirements for eligibility;**
- (5) The duties of the members on the board or commission;**
- (6) An estimate of the time required to fulfill the duties; and**
- (7) Compensation, if any is provided.**

~~2.02.020 – Synopsis – To be sent to local media.~~

~~The synopsis shall be sent to the mayor's office in the case of a mayoral appointment and to the common council office in the case of a council appointment. Upon receiving the synopsis, those offices shall edit them as necessary. They shall then be sent, together with a statement on how to apply for the position, to the local media.~~

2.02.020 – Vacancy-Announcement.

At least one month before the expiration of an appointment, and immediately on the vacancy's occurrence in the case of an unexpected vacancy, an announcement shall be sent to the local media that either includes or directs the public to the information required by 2.02.010 about the board or commission. The announcement shall also include a statement on how to apply for the vacant position(s).

2.02.030 - Appointments—Time limit before making.

No appointments shall be made sooner than fifteen days after submission of the ~~synopsis~~ **announcement** to the media, unless the mayor declares to the common council that an emergency situation exists on a board or commission due to the vacancy, and the mayor recommends and common council votes unanimously to make the appointment before the fifteen days have run.

2.02.040 - Advisory appointments to city boards, commissions, and councils.

- (a) Except as set forth in part (d), city boards, commissions, and councils may expand their membership by no more than four members to serve in a non-voting advisory capacity. To do so, these entities shall adopt and file with the common council a motion which states their intention to expand their membership in this regard by a specified number of positions. As directed by BMC 2.08.020(2), the motion shall set forth the initial period of staggered terms and, after that period, the terms shall be the same length as other positions on those entities.
- (b) The appointments to these positions shall comply with this chapter and shall be made by the common council in the same manner as appointments to fill the other positions on these entities.
- (c) Expansion of a board, commission, or council under this section does not preclude those entities from engaging volunteers to assist in their activities.
- (d) The appointment of non-voting advisory members shall not be available for the following boards, commissions, and councils:
 - (1) Plan commission (Indiana Code § 36-7-4-207);
 - (2) Board of zoning appeals (Indiana Code § 36-7-4-902-903; 906);
 - (3) Board of public works (Indiana Code § 36-4-9-6);
 - (4) Utilities services board (Indiana Code § 8-1-2-100);
 - (5) Redevelopment commission (Indiana Code § 36-7-14-6.1 &7);
 - (6) Common council;
 - (7) Economic development commission (Indiana Code § 36-7-12);
 - (8) Board of park commissioners (Indiana Code § 36-10-4-7);
 - (9) Housing authority (Indiana Code § 36-7-18);
 - (10) Bloomington industrial advisory commission (Indiana Code § 36-7-13);
 - (11) Public safety board (Indiana Code § 36-8);
 - (13) Bloomington Urban Enterprise Association (Indiana Code § 4-4-6.1-4);
 - (14) Firefighters pension board (Indiana Code § 36-8-7);
 - (15) Police pension board (Indiana Code § 36-8); and
 - (16) Public transportation corporation (Indiana Code § 36-9-4-15).

Changes proposed by Ordinance 20-33 to:
BMC CHAPTER 2.04 – COMMON COUNCIL

Bold language is proposed new language added.
~~Strikethrough~~ wording is language that is proposed to be deleted.

2.04.255 - Committees—Scheduling.

- (a) ~~Meetings of standing committees or the committee of the whole convened to consider legislation referred by the council shall meet~~ **When a committee is to consider legislation referred by the council, it shall convene its meeting** on the second or fourth Wednesday of the month. **The council may decide by majority vote to cancel any such committee meeting, or to meet at an alternative date and time.** Motions for referral to a standing committee shall be entertained before a motion for referral to the committee of the whole and shall include the approximate time at which the committee will convene.
- (1) If more than one standing committee has had legislation referred to it during the same period of time, the committees shall not be scheduled at the same time, so that any council members may attend any meeting.
 - (2) Such standing committee meetings shall not begin before 5:30 p.m. or after 9:45 p.m.
 - ~~(3) Such meetings of the committee of the whole shall convene at 6:30 p.m. local time.~~
- (b) **The president shall have the authority to refer legislation to the appropriate committee when the legislation is introduced for first reading, but such a referral may be changed by a motion approved by a majority of the council. The president shall have the authority to call and schedule committee meetings on second and fourth Wednesdays in anticipation of the introduction of legislation.**
- (c) A council committee shall not meet on legal holidays as enumerated in Indiana Code § 1-1-9-1 during the month of August, on the Wednesday evening immediately before Thanksgiving Day, or on or between the fourth Wednesday in December and New Year's Eve.

2.04.270 - Ordinances and resolutions—Filing, copies and agendas.

Each ordinance or resolution submitted to the council shall be in an editable, electronic form, accompanied by any relevant documents, and filed with the council office at least ten days before the meeting at which the legislation is to be introduced. That time frame may be extended by a vote of the council or at the request of the president. The president shall approve the agendas for ~~committees of the whole~~, regular sessions, ~~and~~ special sessions called by the president or voted upon by the council, **and committees convened to consider legislation referred to them**, and the council staff shall prepare and distribute copies of the agendas and legislation to the council members, the mayor, and corporation counsel. The president may, at the meeting when ordinances are introduced for first reading, announce that the council will consider any of those

ordinances as well as any resolutions expected to be considered during that legislative cycle at the next two regularly scheduled committees of the whole before receiving formal action at the following regularly scheduled regular session.

2.04.290 Ordinances and resolutions Fiscal impact statement required.

- ~~(a) Any legislation that makes an appropriation or has a major impact on existing city appropriations, fiscal liability, or revenues shall be accompanied by a fiscal impact statement. The statement shall describe the effect of the legislation on the financial condition of the city government and shall become a part of the official record of the legislation.~~
- ~~(b) The fiscal impact statement shall be submitted on a form provided by the council staff and shall set forth in as much detail as possible all fiscal data relevant to the legislation, including the effect on the costs and revenues of city government, the funds affected, and factors which could lead to significant additional expenditures in the future.~~
- ~~(c) The fiscal impact statement shall be prepared by the city agency submitting the legislation and shall carry the signature of the responsible city official. If the legislation directly affects city funds, the controller shall complete that part of the statement dealing with information on the funds affected by the legislation. The council staff may edit the statement to clarify information and ensure accuracy and completeness.~~
- ~~(d) The city agency submitting the legislation shall be responsible for determining whether the legislation will have a major impact on the city's financial condition. If the agency determines that the legislation will not have a major fiscal impact, the agency shall submit a fiscal impact statement stating its conclusion and the basis for it.~~
- ~~(e) The council may adopt rules and regulations to effectuate the purposes of this section.~~



MEMO FROM COUNCIL OFFICE ON:

**Ordinance 21-01 – To Amend the City of Bloomington Zoning Maps by Rezoning
7 Acres of Property from Residential Medium Lot (R2) To Employment (EM) -
Re: 1600 W. Fountain Drive (Comcast, Petitioner)**

Synopsis

Ordinance 21-01 would rezone 7 acres from Residential Medium Lot (R2) to Employment (EM).

Relevant Materials

- Ordinance 21-01
- Certification of Ord 21-01 by Plan Commission
- Staff Memo from Eric Greulich, Senior Zoning Planner
- Map of Zoning for Surrounding Parcels
- Aerial Map of Surrounding Area
- Petitioner’s Statement
- Landscape Plan
- Existing Site Plan
- Commercial Building Permit Applications
- Additional Site Plans
- Fiscal Impact Statement forthcoming

Summary

The Council’s review of a proposal to change the city’s zone maps is guided by state statute.¹ Within ninety (90) days after such a proposal is certified to the Council by the Plan Commission, the Council may adopt or reject the proposal (by February 16, 2021, in this case).² If the Council fails to act on the proposal within 90 days after certification, the ordinance would take effect as if it had been adopted as certified by the Plan Commission.³ As a condition to the adoption of a rezoning proposal, the owner of a parcel of real property may be required or allowed to make a commitment concerning the use or development of that parcel, subject to certain requirements contained in state law.⁴

¹ IC 36-7-4 et. seq.

² IC 36-7-4-608(f)

³ IC 36-7-4-608(f)(4)

⁴ IC 36-7-4-1015



In preparing and considering a rezoning proposal, state law requires that the Council pay reasonable regard to the following⁵:

- the [Comprehensive Plan](#);
- current conditions and the character of current structures and uses in each district;
- the most desirable use for which the land in each district is adapted;
- the conservation of property values throughout the jurisdiction; and
- responsible development and growth.

Certified by Plan Commission

On November 9, 2020, the Plan Commission voted 9-0 to forward this rezone request to the Common Council with a favorable recommendation with the following conditions:

- The portions of trees along the north and east property lines, including the karst feature on the west side of the site, shall be mapped to meet UDO requirements and shall be placed in the appropriate Conservation and Karst Conservancy Easements in a recorded document before issuance of any permits for the site.
- A compliant landscape plan must be submitted prior to issuance of any permits.

Contact

Eric Greulich, Senior Zoning Planner, greulice@bloomington.in.gov, (812) 349-3423

⁵ IC 36-7-4-603

ORDINANCE 21-01

TO AMEND THE CITY OF BLOOMINGTON ZONING MAPS BY REZONING 7 ACRES OF PROPERTY FROM RESIDENTIAL MEDIUM LOT (R2) TO EMPLOYMENT (EM)

- Re: 1600 W. Fountain Drive (Comcast, Petitioner)

WHEREAS, Ordinance 20-06 repealed and replaced the official zoning map within Title 20 of the Bloomington Municipal Code Entitled, “Unified Development Ordinance”; and

WHEREAS, the Plan Commission has considered this case, ZO-21-20, and recommended that the petitioner, Comcast, be granted an approval to rezone 7 acres from Residential Medium Lot (RS) to Employment (EM); and

WHEREAS, the Plan Commission therefore requests that the Common Council consider this petition;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. Through the authority of IC 36-7-4 and pursuant to Chapter 20.06 of the Bloomington Municipal Code, the zoning for the property located at 1600 W. Fountain Drive shall be amended to be zoned as Employment (EM). The property is further described as follows:

Part of the West half of Section 32, Township 9 North, Range 1 West, Bloomington Township, Monroe County, Indiana, more particularly described as follows: Commencing at a railroad spike found at the Northwest corner of said Section 32; thence South 00 degrees 00 minutes 00 seconds East 2527.46 feet; thence North 90 degrees 00 minutes 00 seconds East 1004.58 feet to a stone found at the point of beginning; thence North 90 degrees 00 minutes 00 seconds East along a fence line 661.64 feet to a stone found; thence South 00 degrees 21 minutes 37 seconds West along a fence line 279.00 feet to a rebar set; thence North 90 degrees 00 minutes 00 seconds West 172.00 feet to a rebar set; thence South 00 degrees 21 minutes 37 seconds West 252.58 feet to a rebar set on the North line of the Land N railroad; thence South 88 degrees 01 minutes 52 seconds West along said North line 135.00 feet to a P.K. nail set in Vernal Pike; thence North 53 degrees 14 minutes 10 seconds West along the center line of Vernal Pike 362.02 feet to a P.K. nail set; thence North 51 degrees 19 minutes 42 seconds West along said center line 77.03 feet to a P.K. nail set; thence North 00 degrees 15 minutes 20 seconds West along a fence line 271.39 feet to the point of beginning, containing 6.036 acres, more or less.

ALSO, Part of the Northwest quarter of Section 32, Township 9 North, Range 1 West, Bloomington Township, Monroe County, Indiana, more particularly described as follows: Commencing at a railroad spike found at the Northwest corner of said Northwest quarter; thence South 00 degrees 00 minutes 00 seconds East 2527.46 feet; thence North 90 degrees 00 minutes 00 seconds East 1666.22 feet to a stone; thence South 00 degrees 21 minutes 37 seconds West 279.00 feet to a rebar and to the point of beginning; thence South 00 degrees 21 minutes 37 seconds West 246.66 feet to a rebar set on the North right-of-way line of the Monon Railroad; thence South 88 degrees 01 minutes 52 seconds West along said North line 172.14 feet to a rebar; thence North 00 degrees 21 minutes 37 seconds East 252.58 feet to a rebar; thence North 90 degrees 00 minutes 00 seconds East 172.00 feet to the point of beginning, containing 0.986 acres, more or less.

Subject to any and all easements, agreements, and restrictions of record.

SECTION 2. This rezoning shall be approved and the zoning maps amended.

SECTION 3. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 4. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2021.

JIM SIMS, President
Bloomington Common Council

ATTEST:

NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2021.

NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2021.

JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

Ordinance 21-01 would rezone 7 acres from Residential Medium Lot (R2) to Employment (EM).

ORDINANCE CERTIFICATION

In accordance with IC 36-7-4-605 I hereby certify that the attached Ordinance Number 21-01 is a true and complete copy of Plan Commission Case Number ZO-21-20 which was given a recommendation of approval by a vote of 9 Ayes, 0 Nays, and 0 Abstentions by the Bloomington City Plan Commission at a public hearing held on November 9, 2020.

Date: November 18, 2020



 Scott Robinson, Secretary
 Plan Commission

Received by the Common Council Office this 18th day of November, 2020.



 Nicole Bolden, City Clerk

Appropriation Ordinance # _____	Fiscal Impact Statement Ordinance # _____	Resolution # _____
---------------------------------	-------------------------------------------	--------------------

Type of Legislation:

Appropriation	End of Program	Penal Ordinance
Budget Transfer	New Program	Grant Approval
Salary Change	Bonding	Administrative Change
Zoning Change	Investments	Short-Term Borrowing
New Fees	Annexation	Other

If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure _____	Emergency _____
Unforeseen Need _____	Other _____

Funds Affected by Request:

Fund(s) Affected _____		
Fund Balance as of January 1	\$ _____	\$ _____
Revenue to Date	\$ _____	\$ _____
Revenue Expected for Rest of year	\$ _____	\$ _____
Appropriations to Date	\$ _____	\$ _____
Unappropriated Balance	\$ _____	\$ _____
Effect of Proposed Legislation (+/-)	\$ _____	\$ _____
Projected Balance	\$ _____	\$ _____

Signature of Controller

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues?

Yes _____ No _____

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible. (Continue on second sheet if necessary.)

Interdepartmental Memo

To: Members of the Common Council
From: Eric Greulich, Senior Zoning Planner
Subject: Ordinance 21-01 (Plan Commission case ZO-21-20)
Date: November 18, 2020

Attached are the staff report, petitioner's statement, maps, and exhibits which pertain to Plan Commission case ZO-21-20. The Plan Commission heard this petition at November 9, 2020 hearing and voted 9-0 to send this petition to the Common Council with a favorable recommendation. The Plan Commission report is attached.

REQUEST: The petitioner is requesting to rezone 7 acres from Residential Medium Lot (R2) to Employment (EM).

BACKGROUND:

Area:	7 acres
Current Zoning:	Residential Medium Lot (R2)
Comp Plan Designation:	Employment/Mixed Urban Residential
Existing Land Use:	Contractor's Yard / Communication Facility
Proposed Land Use:	Contractor's Yard / Communication Facility
Surrounding Uses:	North – Dwelling, Single family/Industrial/Church South – Railroad/Industrial East – Dwelling, Single family West – Auto salvage yard/ JB Salvage

REPORT: This 7 acre property is located at 1600 W. Fountain Drive. The property is currently developed with several outbuildings and storage areas used by Comcast Communications for cable service technicians. The site has a sinkhole on the west area of the site and several areas of mature tree canopy coverage around the perimeter. Surrounding land uses include single family residences, an industrial building, and church to the north, single family residences to the east, a railroad line and industrial building to the south, and an auto salvage yard, JB's Salvage, to the west.

The petitioner filed a building permit application to construct a new building on the site to expand their equipment and to allow for an existing tower on the property to be removed. However, the property is zoned Residential Medium Lot (R2) and the use is classified as a Contractor's Yard/Communication Facility and is a lawful non-conforming use. There have been several use variances approved for this property to allow for various types of expansions over the past 20 years with the most recent approval being in 2010 when a use variance was approved to allow a new building. At that time, the use was characterized as a Building Trade Shop, which is now classified as a Contractor's Yard. The property was brought into full compliance at that time with street trees constructed along Fountain Drive and new landscaping installed on the site. Since there is not a use variance process in the current UDO, a rezoning is the only path to legitimize the use and allow for the new building. The site has a split designation in the Comprehensive Plan with the western 2/3 of the site being designated as Employment and the eastern 1/3 designated as Neighborhood Residential.

Since there are existing trees on the site and a sinkhole, the Department recommends that these areas should be set aside in the required preservation easements. This will also serve to buffer this use from some of the adjacent residential uses to the north and east. The City is also in the process of installing a multi-use path along the north side of Fountain Drive, and the petitioner would be responsible for constructing the portion of the multi-use path along their frontage or working with the City on making a financial contribution equal to the cost of the multi-use path. In addition, with this rezoning request the petitioner is required to dedicate right-of-way along Fountain Drive as outlined in the Transportation Plan. The petitioner is required to dedicate 31' of right-of-way from centerline.

COMPREHENSIVE PLAN: The Comprehensive Plan designates this site predominantly as ‘Employment’ with the eastern one-third as ‘Mixed Urban Residential’. The Employment Center district includes professional and business offices, light assembly plants, flex-tenant facilities, and research and development centers. The Employment Center district should contain a mix of office and light/high-tech manufacturing uses that provide quality employment opportunities for the Bloomington community. The proposed rezoning would allow for the zoning district to match the existing use on the site and allow for the new construction. The new construction would also allow for an existing tower array to be removed and placed inside of a building.

Since there are some areas of sensitive environmental features on the site and the Comprehensive Plan encourages appropriate land use development through the preservation of existing features, the Department recommends that the areas of existing tree canopy coverage be placed in a tree preservation easement and the area of the sinkhole placed in a karst conservation easement. The Department will continue to work with the petitioner to identify that exact preservation area before the second hearing.

20.06.070(b)(3)(E)(i)(1) ZONING MAP AMENDMENT PLAN COMMISSION REVIEW AND RECOMMENDATION:

The following criteria are those that the Plan Commission must consider when reviewing a zoning map amendment request.

[a] The recommendations of the Comprehensive Plan;

ADOPTED FINDING: The Comprehensive Plan designates the western 2/3 of this site as “Employment” and the eastern 1/3 as “Mixed Urban Residential”. The Employment Center district includes professional and business offices, light assembly plants, flex-tenant facilities, and research and development centers. The Employment Center district should contain a mix of office and light/high-tech manufacturing uses that provide quality employment opportunities for the Bloomington community. The proposed rezoning would allow for the zoning district to match the existing use on the site and allow for the new construction. The new construction would also allow for an existing tower array to be removed and placed inside of a building. The proposed conservation easement would create a natural buffer for the less intense properties to the east.

[b] Current conditions and character of structures and uses in each zoning district;

ADOPTED FINDING: The site has currently been developed with several outbuildings and storage buildings for service vehicles and personnel. This site is also adjacent to several other Industrial type uses with a salvage yard to the southwest and industrial office to the north. The presence of the railroad tracks to the immediate south of this property creates a separation

between this and other industrial uses to the west and the residences to the east.

[c] The most desirable use for which the land in each zoning district is adapted;

ADOPTED FINDING: The Comprehensive Plan designates the majority of this site as Employment and this uses fulfills that goals. The rezoning of this property to Employment allows its continued use and expansion to continue to meet the goals of the Comprehensive Plan.

[d] The conservation of sensitive environmental features;

ADOPTED FINDING: There is a stand of trees surrounding this site as well as a karst feature. These must be placed in Conservation Easements prior to issuance of any permits.

[e] The conservation of property values throughout the jurisdiction; and

ADOPTED FINDING: The replacement of an existing dilapidated building with a new building will add to this property value as well as potentially benefit the surrounding properties. No adverse impact to property values throughout the jurisdiction is expected.

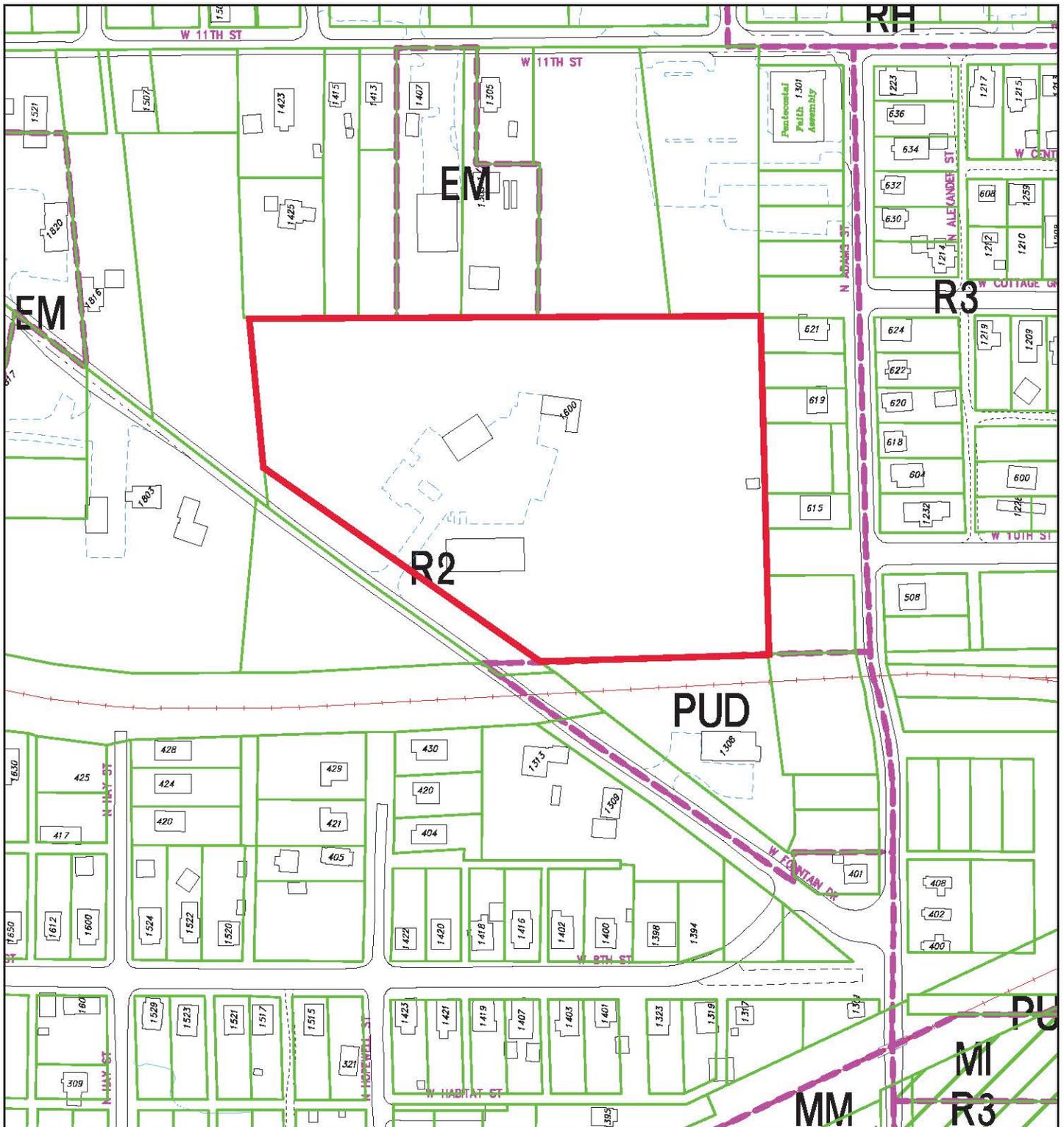
[f] Responsible development and growth

ADOPTED FINDING: The rezoning of this site will match the Comprehensive Plan designations for this area as well as match existing and surrounding land uses. The location of jobs and businesses within the City boundaries helps to discourage urban sprawl and encourages supportive uses for infill development.

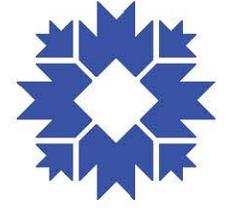
CONCLUSION: The Department believes that the rezoning of this site to Employment would match the Comprehensive Plan designation of the site as Employment. The unique existing environmental features on the site allow for the inclusion of the environmental protection easements that will maintain the existing buffer between potentially intense Employment uses and the residential neighborhood to the east. This area of Fountain Drive north of the railroad tracks has predominantly been developed with Industrial uses. The preservation of the existing trees around the perimeter will provide a natural buffer between this use or potential future uses and some of the single family residences to the north and the east.

RECOMMENDATION: The Plan Commission voted 9-0 to forward this petition to the Common Council with a favorable recommendation and the following conditions:

1. The portions of trees along the north and east property lines, including the karst feature on the west side of the site, shall be mapped to meet UDO requirements and shall be placed in the appropriate Conservation and Karst Conservancy Easements in a recorded document before issuance of any permits for the site.
2. A compliant landscape plan must be submitted prior to issuance of any permits.



City of Bloomington
 Planning & Transportation



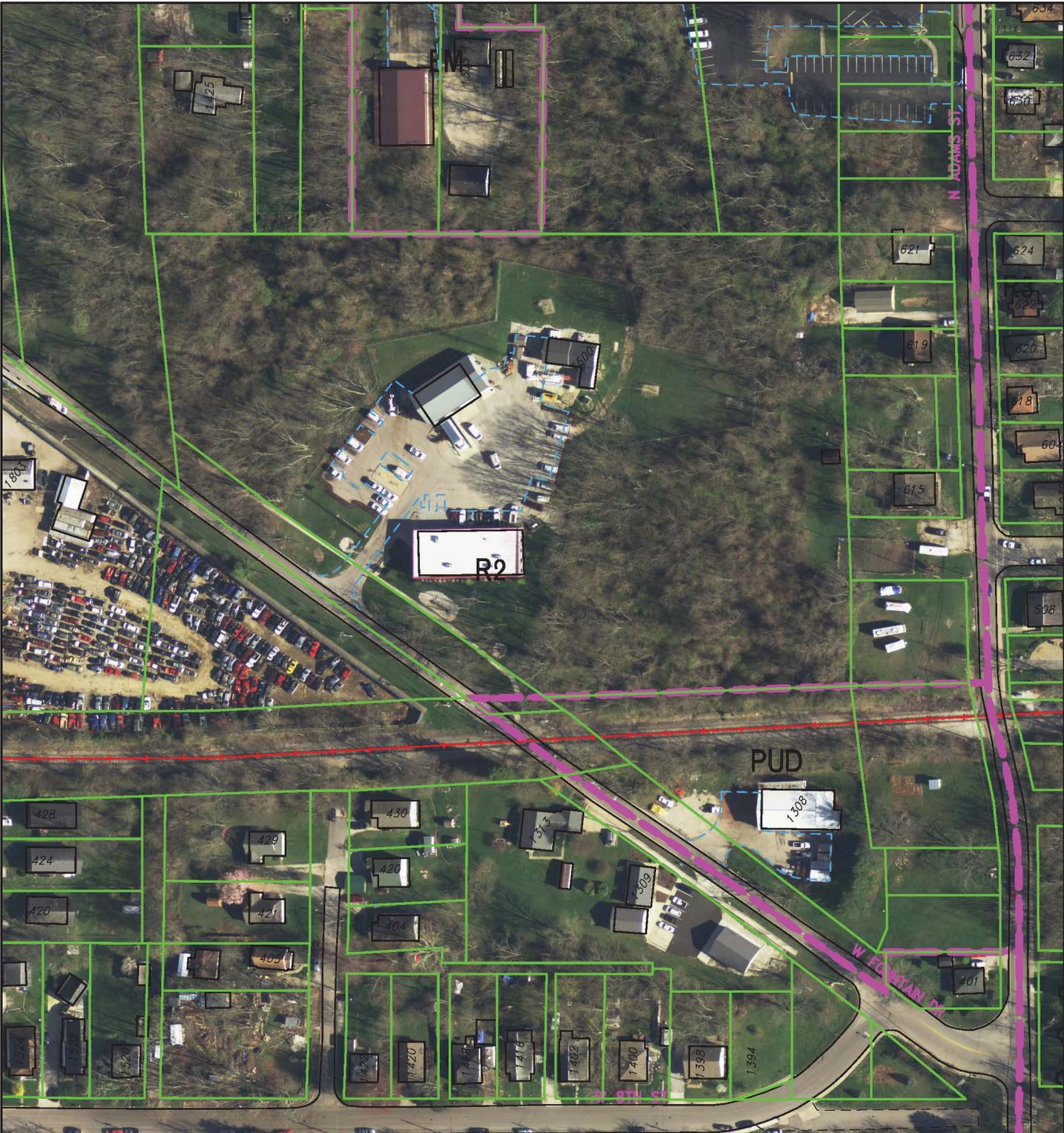
N

Scale: 1" = 200'

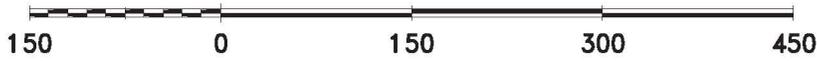
By: greulice
 14 Sep 20



For reference only; map information NOT warranted.

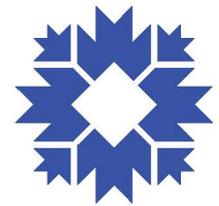


By: greulice
14 Sep 20



For reference only; map information NOT warranted.

City of Bloomington
Planning & Transportation



Scale: 1" = 150'



September 4, 2020

Planning Commission
City of Bloomington
401 N. Morton Street
Bloomington, IN 47404

Dear Mr. Gruelich:

We respectfully submit our petition for the rezoning of the Comcast parcel located at 1600 Fountain Drive, Bloomington, IN. We are requesting that the parcel be rezoned from R2 (residential) to EM (employment).

The proposed project consists of constructing a new building to encapsulate the existing building. The existing building is approximately 1,640 square feet and consists of wood structural elements (combustible construction per FM Global) with aluminum siding and shingled roof. The new 2,728 square foot building will consist of 2 hour rated load bearing split face block walls and 2 hour rated precast concrete roof planks covered with EPDM roofing material. The existing site tower will be permanently removed as a result of this project once the new building is completed.

The current facility provides essential internet, emergency (911) & telephony services and has reached its physical capacity. We provide media, entertainment and communication services for local businesses, state/local government, Indiana University, and thousands of southcentral Indiana homes. The new facility will allow for the expansion of such critical services to meet customer demands well into the future.

The construction of the new facility is essential for our ability to keep up with the increasing need for internet, emergency and telephony demands while safeguarding against potential building hazards. Our current facility footprint, low ceiling height & HVAC restrictions prohibit us from meeting these

demands. The new facility will allow us to expand our equipment/device count, augment back up power, provide proper HVAC design and deliver a building design/construction that allows us to continue to meet FM Global standards into the future.

Due to the current facility building restrictions limiting our capability to meet internet, emergency and telephony demands in the future, we ask that you consider the rezoning of our site to allow for us to proceed with the new building construction which will result in the removal of the 240 foot tower currently located on the site.

Sincerely,

Eddy G. Rodriguez | Central Division • CI Engineering | 734-634-3396
1401 E. Miller Rd., Lansing, MI. 48911



60780
BL
7/10/20

Received 07/20/2020
C20-282

COMMERCIAL BUILDING PERMIT APPLICATION

MONROE COUNTY BUILDING DEPARTMENT

501 N. Morton St. Rm 220, Bloomington, Indiana 47404
Phone Number:(812) 349-2580 FAX: (812) 349-2967

Project Name Comcast Headend Building Project Address 1600 Fountain Drive
City Bloomington State IN Zip Code 47404 Parcel No. ~~53-05-32-300-034,000-000~~
Township Bloomington Section No. 32 Lot No.

Property Owners Name Eddy Rodriguez Phone No. 734-634-3396
Property Owners Address 6174 Hardy Lane Howell State MI Zip Code 48855

Applicants Name Fredericks Inc. Phone No. 765-778-7588
Applicants Address 5448 W Old St. Rd. # 132 Pendleton State IN Zip Code 46064

Proposed Work: New Construction Addition Remodel Other
Type of use (ie. office) telecommunications Rental: Yes No Total number of units: 1
Total Square Footage of proposed structure/remodel/addition 2,800 sqft
First Floor Area sq ft 2,800 Second Floor Area sq ft Third Floor Area sq ft
Basement Area sq ft Other Floors Area sq ft

State Construction Design Release number: Sprinkler System Yes No
We have applied waiting on release

Type of Construction Block & Concrete Use group
Maximum number of employees per shift: 2 Building height in stories: 1 Height in feet 24'
Maximum number of Public 0
Fire Alarm x YES NO
General Contractor: Fredericks Inc. HVAC Contractor TBD
Phone Number 765-778-7588 Phone Number
Plumbing Contractor TBD Electrical Contractor J&J Electric
License Number Phone # License Number Phone # 765-457-5507

Driveway Permit No. State of Indiana Monroe County City of Bloomington
Wastewater system to be connected to: City of Bloomington Sewer Other sanitary system Septic
Flood Plain: Yes No Sink Holes: Yes No Watershed: Yes No
Sign specification submitted with plans: Yes No

The applicant hereby certifies and agrees as follows: (1) I am authorized to make application. (2) I have read this application and attest that the information furnished is correct, including that contained in plans. (3) If there is any misrepresentation in this application, or associated documents, Monroe County may revoke any permit or Certificate of Occupancy issued based upon this misinformation. (4) I agree to comply with all Monroe County Ordinances, permit conditions and State statutes which regulate building construction, use, occupancy and site development. (5) I grant and will request Monroe County Officials to enter onto the property listed on this application for the purpose of inspecting the work permitted by this application and posting notices. (6) I will retain the Certificate of Occupancy in my records upon completion of the project. NOTE: Plans shall mean all site and construction plans and specifications, whether furnished prior to or subsequent to the application date. All plans furnished subsequent to application date constitute an amendment to the original application and must be specifically approved by the County with an appropriate endorsement and the signature of the approving official prior to plan implementation. The Permit is not valid, and work is not permitted until signed and issued by the agent of the Monroe County Building Department. As the Person eligible and responsible for obtaining a permit or permits as required in Section 430-7 of the Monroe County Building Code, and based upon information contained within these plans, I certify that these plans are identical to those released for construction by the Indiana Department of Fire and Building Services. I also understand that if it is determined that these plans are not identical, all permits obtained as a result of their submittal may be revoked as stated in Section 430-15 of the Monroe County Building Code.

Signature of Applicant: Karen F. Gentry Date: 07-17-2020
Email address gentry.karen@fredericksinc.com (10/15/19) updated

RECEIVED
 JUL 20 2020
 BY: _____

Project - COMCAST HEADEND BUILDING-
 COM NEW-1600
 Address - 1600 FOUNTAIN DR W
 Parcel - 53-05-32-300-034.000-004
 App #- 68780 Twp - BL-32

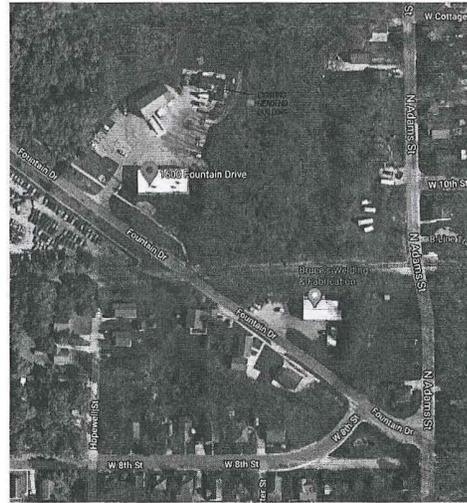
COMCAST

1600 Fountain Drive Bloomington, IN 47404

HEADEND BUILDING



VICINITY MAP



LOCATION PLAN



SHEET INDEX

- T-101 TITLE SHEET
- C-101 EXISTING SITE PLAN
- C-102 SITE DEMOLITION PLAN
- C-103 PROPOSED SITE PLAN/EROSION CONTROL PLAN
- D-101 DEMOLITION PLAN
- S-101 GENERAL NOTES & TYPICAL DETAILS
- S-101 FOUNDATION PLAN
- S-102 ROOF PLAN
- S-101 DETAILS
- A-101 FLOOR PLAN & LIFE SAFETY PLAN
- A-101 ELEVATIONS
- H-101 MECHANICAL PLAN
- M-102 MECHANICAL ELEVATIONS & DETAILS
- MP-101 PROPOSED HUMIDIFICATION FLOOR PLAN
- MP-102 PROPOSED HUMIDIFICATION SCHEDULES & DETAILS
- E-101 LIGHTING PLAN
- E-102 POWER PLAN
- E-103 SINGLE LINE RISER DIAGRAM
- E-104 PANEL SCHEDULES

ARSEE ENGINEERS, INC.
 CLIENT ORIENTED — BY DESIGN
 8719 KIPCAD DRIVE, SUITE 100
 FISHERS, INDIANA 46037-6169
 317.954.5158 PHONE
 317.954.5561 FAX



P.O. Box 2239
 5448 W. Old 132
 Pendleton, IN 46064
 Phone: (765) 778-7588
 Fax: (765) 778-7589

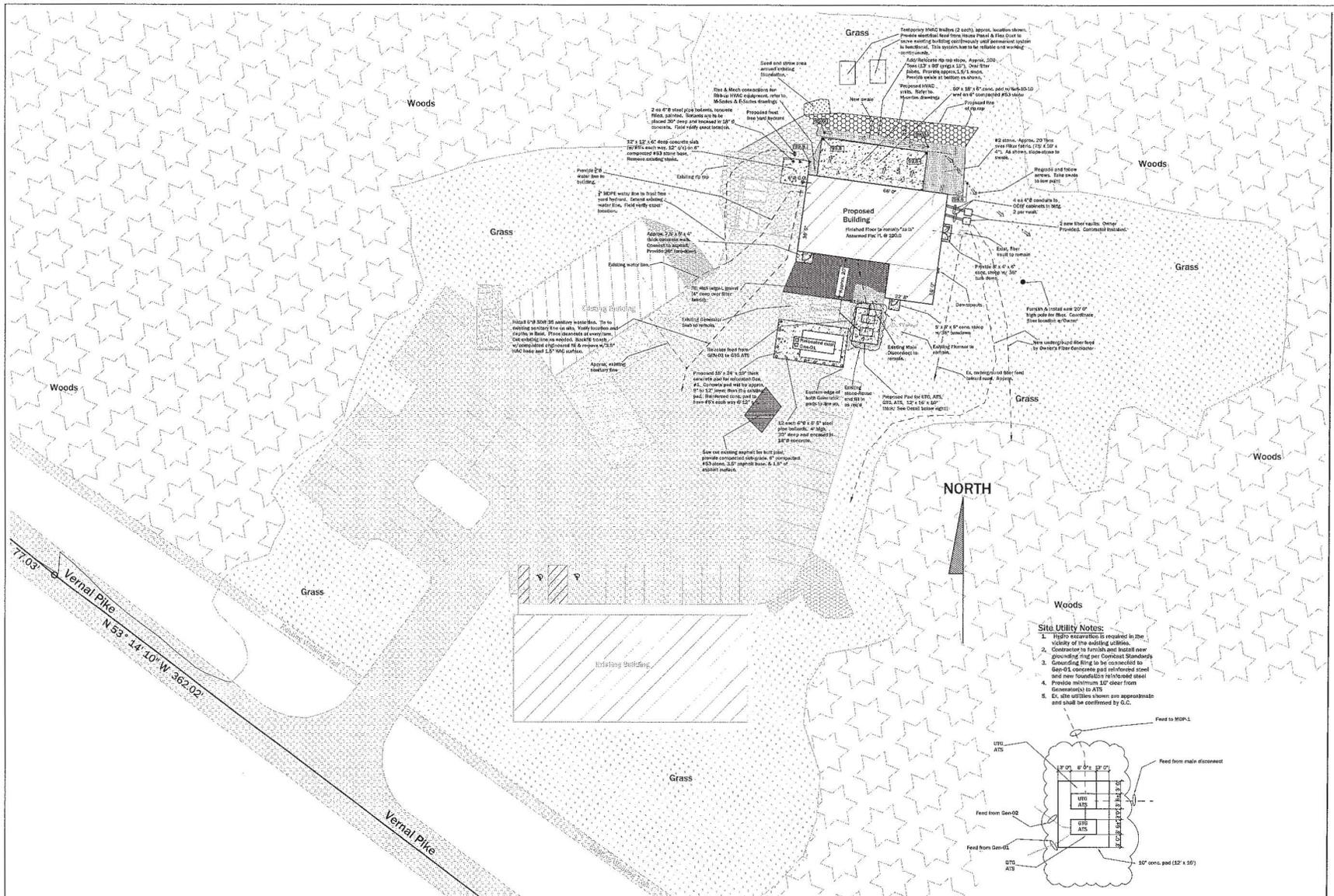


HEADEND BUILDING
COMCAST
 1600 Fountain Drive
 Bloomington, IN 47404

SHEET	DESCRIPTION	DATE
A	PERM SET	7/1/20

TITLE SHEET	
CHECKED BY:	APL
DRAWN BY:	TJD
SCALE:	AS NOTED
DATE:	07/01/2020
SHEET NO.:	T-101

C:_P_Drive\20107\Coc\T-101.dwg 6/29/20 2:15 PM



Proposed Site Plan
Erosion Control Note
 1" = 20'

Erosion Control Note:
 Due to the small amount of disturbed area, no silt fence or other methods of erosion control are required.
 All grassy areas disturbed by construction are to be properly graded, stumps removed, seeded, fertilized, and strawed.

S 00° 21' 57" W 525.66'

Comcast
 1600 Fountain Drive
 Bloomington, Indiana 47404

Engineer Associates, Inc.
 845 Main Street, Suite 201
 Tall City, Indiana 47980
 Indianapolis 317-641-3113
 Tall City Phone 317-647-1100
 e-mail: KLS@engineerassoc.com

Kenneth Leo Simpson, P.E.
 Drawn: KLS
 Drawing Date: 7/3/20
 Revision Date:

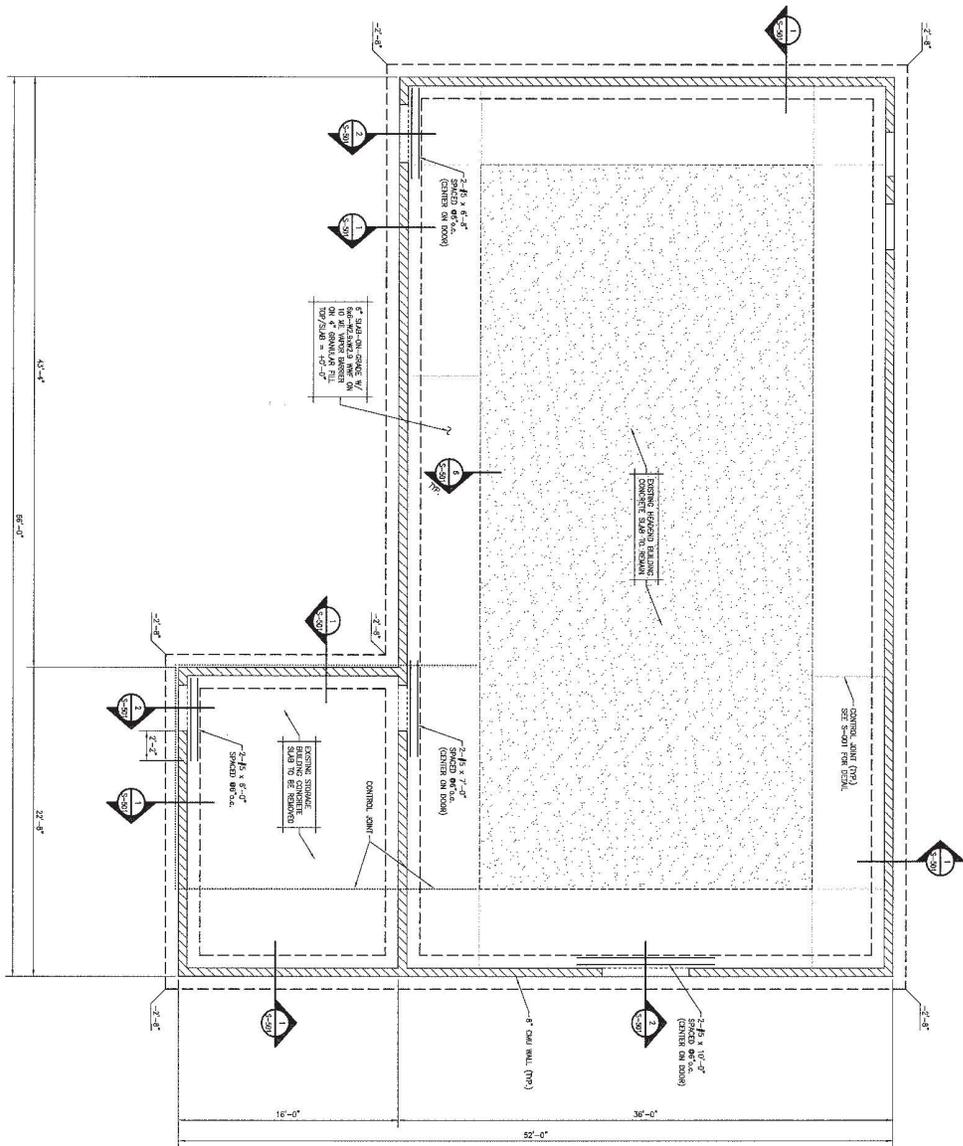
Dates
 Plot Information:
 File Name: Comcast Bloomington
 Plot Date:
 CAD Operator: KLS



Sheet number

C-103

FOUNDATION PLAN
1/4" = 1'-0"
N



LEGEND
 --- ENGINEERING NOTES
 REINFORCED IRONS
 (FEASIBLE TO BE REMOVED)
 X, X' CONSTRUCTION

S-101

DATE	DESCRIPTION
7/1/20	ISSUED FOR PERMITS
7/1/20	ISSUED FOR CONSTRUCTION
7/1/20	ISSUED FOR RECORD

PROJECT: COMCAST
 DRAWN BY: JTB
 SCALE: 1/4" = 1'-0"
 DATE: 07/01/2020
 SHEET NO.: S-101

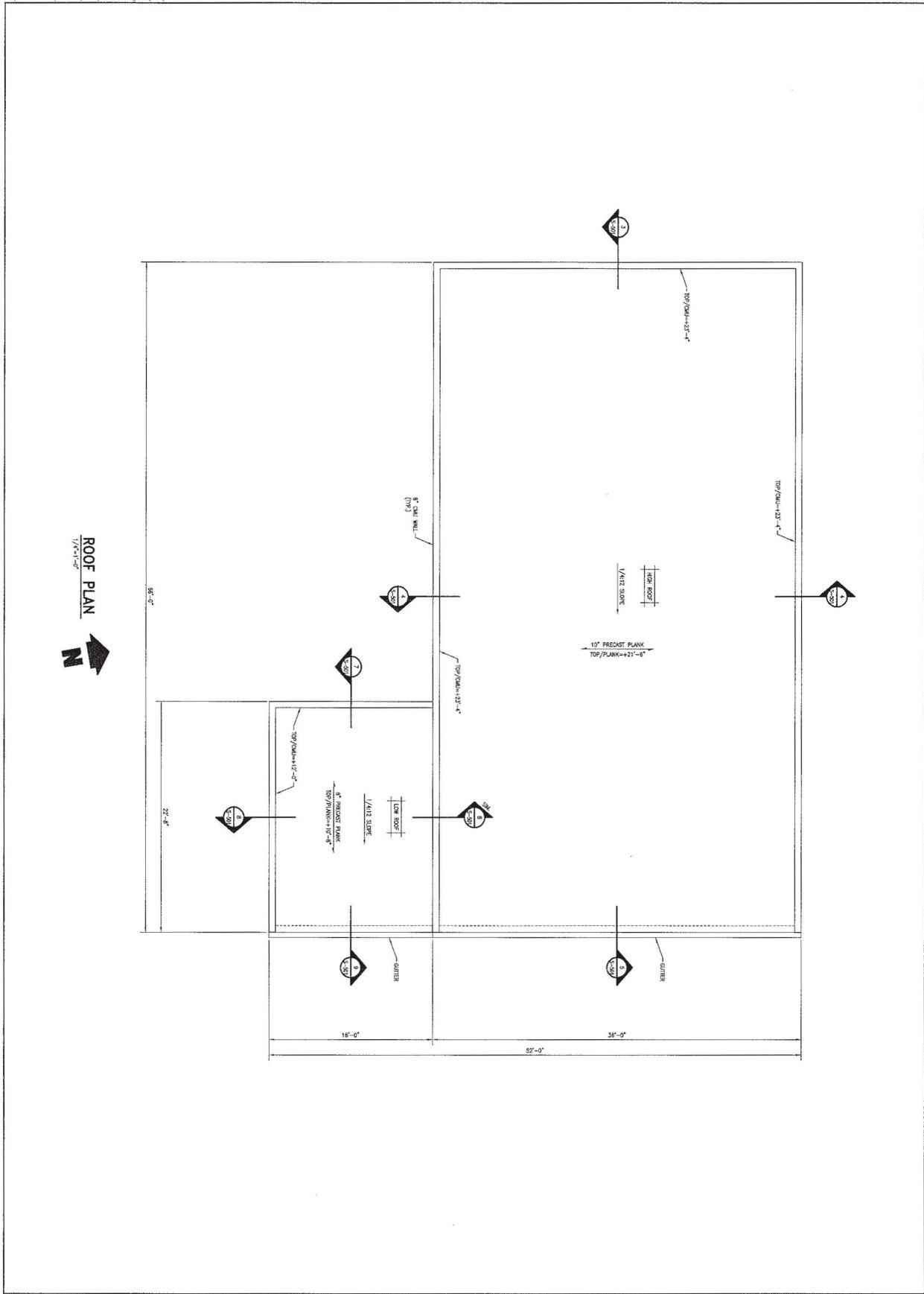
NO.	REVISION	DATE
1	ISSUED FOR PERMITS	7/1/20
2	ISSUED FOR CONSTRUCTION	7/1/20
3	ISSUED FOR RECORD	7/1/20

HEADEND BUILDING
COMCAST
 1600 Fountain Drive
 Bloomington, IN 47404

P.O. Box 229
 5448 W. Old 132
 Pendleton, IN 46064
 Phone: (765) 778-7588
 Fax: (765) 778-7589



ARSEE ENGINEERS, INC.
 CLIENT ORIENTED — BY DESIGN
 9715 KINCAID DRIVE, SUITE 100
 FISHERS, INDIANA 46037-9459
 317.594-5152 PHONE
 317.594.5690 FAX



ROOF PLAN
1/4" = 1'-0"

FILE
ROOF PLAN

DESIGNED BY: JMT
DRAWN BY: JMT
CHECKED BY: JMT
DATE: 1/4-1-07
17/07/2020

SHEET NO. S-102

NO.	REVISION	DATE

HEADEND BUILDING
COMCAST
1600 Fountain Drive
Bloomington, IN 47404

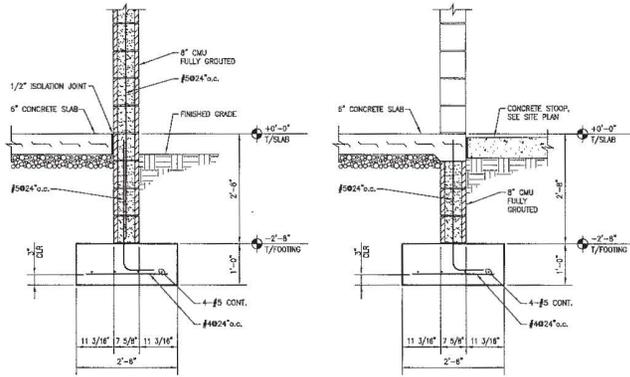
P.O. Box 229
5448 W. Old 132
Pendleton, IN 46064
Phone: (765) 778-7588
Fax: (765) 778-7589



ARSEE ENGINEERS, INC.
CLIENT ORIENTED — BY DESIGN

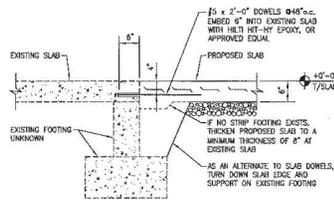
9718 KINCAID DRIVE, SUITE 100
FISHERS, INDIANA 46037-6425

317/984-5152 PHONE
317/984-9590 FAX

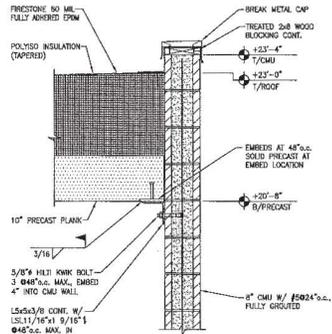


SECTION 1
3/4"=1'-0"

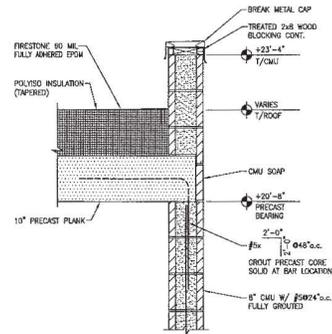
SECTION 2
3/4"=1'-0"



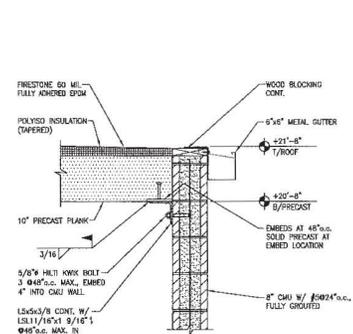
SECTION 6
3/4"=1'-0"



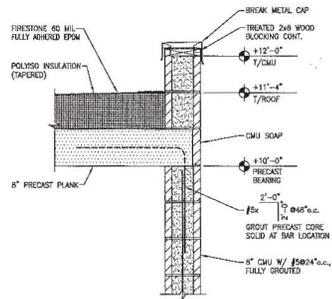
SECTION 3
1"=1'-0"



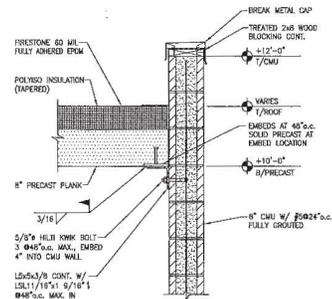
SECTION 4
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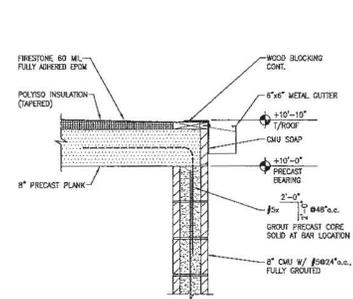
SECTION 5
1"=1'-0"



SECTION 7
1"=1'-0"



SECTION 8
1"=1'-0"



SECTION 9
1"=1'-0"

ARSEE ENGINEERS, INC.
CLIENT ORIENTED BY DESIGN
8715 KANAWHA DRIVE, SUITE 300
BLOOMINGTON, INDIANA 47404-5609
317.984.6500 FAX



CERTIFIED BY
ANDREW P. LANGSTON
No. 1400783
STATE OF INDIANA
PROFESSIONAL ENGINEER



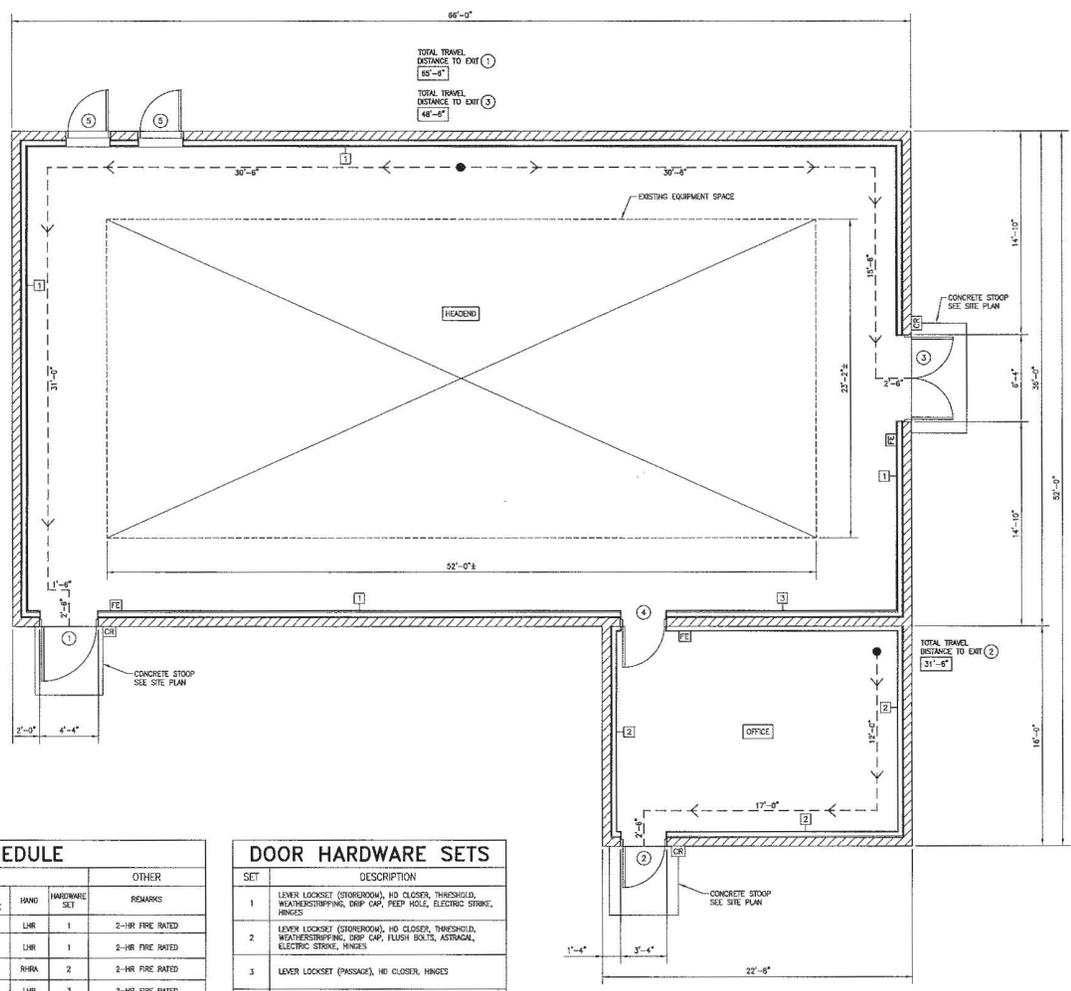
HEADEND BUILDING
COMCAST
1600 Fountain Drive
Bloomington, IN 47404

NO.	REVISION	DATE
1	ISSUE FOR PERMIT	3/25/20

CHECKED BY: APL
DRAWN BY: TJD
SCALE: AS NOTED
DATE: 07/01/2020
SHEET NO.: S-501

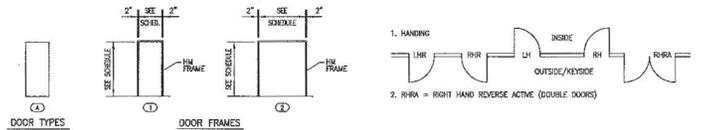
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C:_P_drive\20107\CadV-101.dwg 6/29/20 -- 2:15 PM



DOOR SCHEDULE									
OPENING INFORMATION									
DOOR NUMBER	WIDTH	HEIGHT	THICK.	DOOR TYPE	ELEVATIONS DOOR FRAME	HAND	HARDWARE SET	OTHER	REMARKS
1	3'-0"	8'-0"	1 3/4"	HM	A 1	LHR	1		2-HR FIRE RATED
2	3'-0"	8'-0"	1 3/4"	HM	A 1	LHR	1		2-HR FIRE RATED
3	8'-0"	8'-0"	1 3/4"	HM	A 2	RHRA	2		2-HR FIRE RATED
4	3'-0"	8'-0"	1 3/4"	HM	A 1	LHR	3		2-HR FIRE RATED
5	3'-0"	8'-0"	1 3/4"	HW	A 1	LHR	4		2-HR FIRE RATED INSULATED HM ACCESS PANEL

DOOR HARDWARE SETS	
SET	DESCRIPTION
1	LEVER LOCKSET (STOREROOM), HD CLOSER, THRESHOLD, WEATHERSTRIPPING, DRIP CAP, PEED HOLE, ELECTRIC STRIKE, HINGES
2	LEVER LOCKSET (STOREROOM), HD CLOSER, THRESHOLD, WEATHERSTRIPPING, DRIP CAP, FLUSH BOLTS, ASTRAGAL, ELECTRIC STRIKE, HINGES
3	LEVER LOCKSET (PASSAGE), HD CLOSER, HINGES
4	LEVER LOCKSET (STOREROOM), THRESHOLD, WEATHERSTRIPPING, DRIP CAP, HINGES



FLOOR PLAN & LIFE SAFETY PLAN
1/4"=1'-0"



BUILDING CODE ANALYSIS	
2014 INDIANA BUILDING CODE (IBC 2012)	
BUILDING AREAS: PROPOSED - 2,740 SF	
BUILDING CONSTRUCTION TYPE: IB	
OCCUPANCY CLASSIFICATION: B	
TABLE 1004.1.2 / OCCUPANT LOAD: 100 SF/PERSON - BUSINESS AREAS	
TABLE 1018.2 / EXIT ACCESS TRAVEL DISTANCE 200 FEET - B OCCUPANCY (WITHOUT SPRINKLER SYSTEM)	
BUILDING HEIGHT: 23'-4"	
FIRE EXTINGUISHING SYSTEM A. AN AUTOMATIC FIRE EXTINGUISHING SYSTEM IS NOT REQUIRED BY CODE. B. A CLEAN AGENT FIRE EXTINGUISHING SYSTEM WILL BE PROVIDED AT THE OWNER'S REQUEST.	

WALL TYPES	
1	8" CMU, 1" POLYSTYRENE INSULATION, 3 5/8" CFS STUD (2004) W/ R-13 BATT INSULATION, 3/4" FIRE TREATED PLYWOOD, AND NON-REINFORCED PLASTIC TONGUE-AND-GROOVE PANELS (NRP)
2	8" CMU, 1" POLYSTYRENE INSULATION, 3 5/8" CFS STUD (2004) W/ R-13 BATT INSULATION, AND NON-REINFORCED PLASTIC TONGUE-AND-GROOVE PANELS (NRP)
3	8" CMU, 3 5/8" CFS STUD (2004) EACH SIDE, 3/4" FIRE TREATED PLYWOOD (HEADING SIDE ONLY), AND NON-REINFORCED PLASTIC TONGUE-AND-GROOVE PANELS (NRP) EACH SIDE

FINISH SCHEDULE	
SURFACE	DESCRIPTION
WALL (EXTERIOR)	EXPOSED CMU (SPIT FACED) W/ 1 COAT PRIMER, 2 COATS FINISH PAINT
WALL (INTERIOR)	NON-REINFORCED PLASTIC TONGUE-AND-GROOVE PANELS (NRP)
CEILING	EXPOSED PRECAST PLANKS W/ 1 COAT PRIMER, 2 COATS FINISH PAINT
FLOOR	(AT NEW CONCRETE ONLY) 12"x12" VCT W/ 4" VINYL BASE
DOORS	1 COAT PRIMER, 2 COATS FINISH PAINT

ARSEE ENGINEERS, INC.
CLIENT ORIENTED - BY DESIGN
9715 ANCAD DRIVE, SUITE 100
FISHERS, INDIANA 46037-6489
317.584.4999 FAX



P.O. Box 229
8448 W. Old 132
Pendleton, IN 46064
Phone: (765) 778-7588
Fax: (765) 778-7589



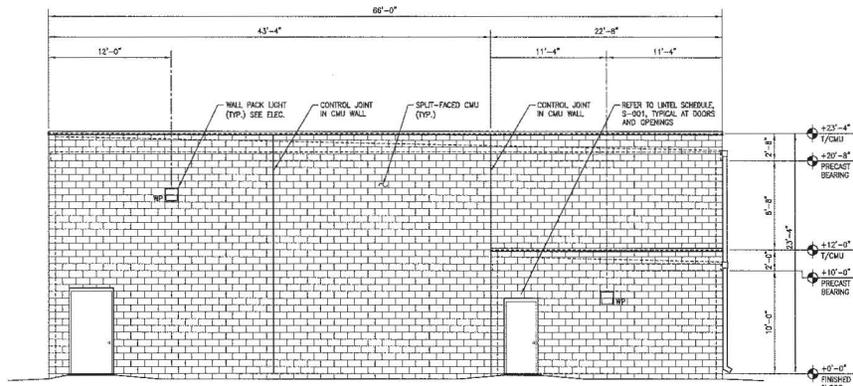
HEADEND BUILDING
COMCAST
1600 Fountain Drive
Bloomington, IN 47404

REV.	REVISION	DATE
A	FINAL SET	7/1/20

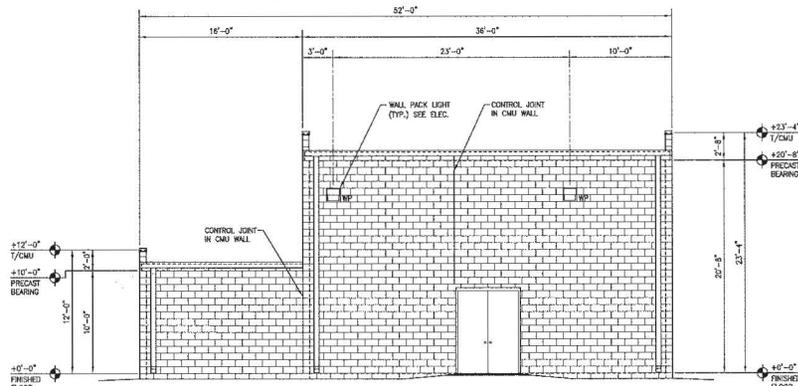
THIS FLOOR PLAN & LIFE SAFETY PLAN

CHECKED BY: APL
DRAWN BY: JGD
SCALE: 1/4"=1'-0"
DATE: 07/01/2020
SHEET NO: A-101

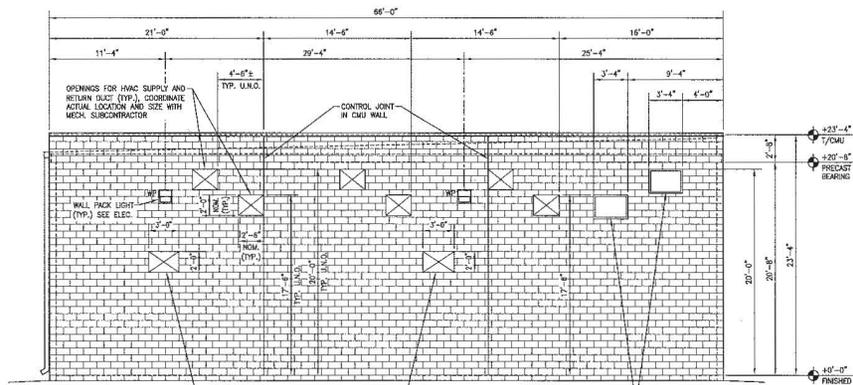
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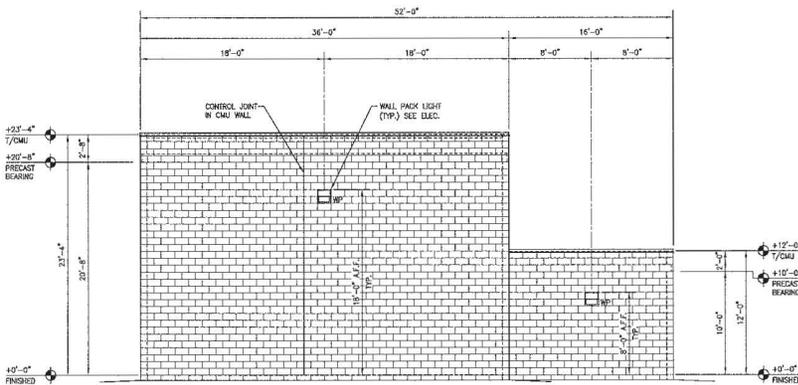
SOUTH ELEVATION
3/16"=1'-0"



EAST ELEVATION
3/16"=1'-0"



NORTH ELEVATION
3/16"=1'-0"



WEST ELEVATION
3/16"=1'-0"

ARSEE ENGINEERS, INC.
CLIENT ORIENTED—BY DESIGN
9175 HUNNARD DRIVE, SUITE 100
FISHERS, INDIANA 46038-9489
317.786.6801 FAX



P.O. Box 229
5448 W. Old 132
Pendleton, IN 46064
Phone: (765) 778-7588
Fax: (765) 778-7589



HEADEND BUILDING
COMCAST
1600 Fountain Drive
Bloomington, IN 47404

SYL.	REVISION	DATE
A	FINAL SET	7/7/20

THESE
ELEVATIONS

CHECKED BY: APL
DRAWN BY: TLD
SCALE: 3/16"=1'-0"
DATE: 07/01/2020
SHEET NO: **A-301**

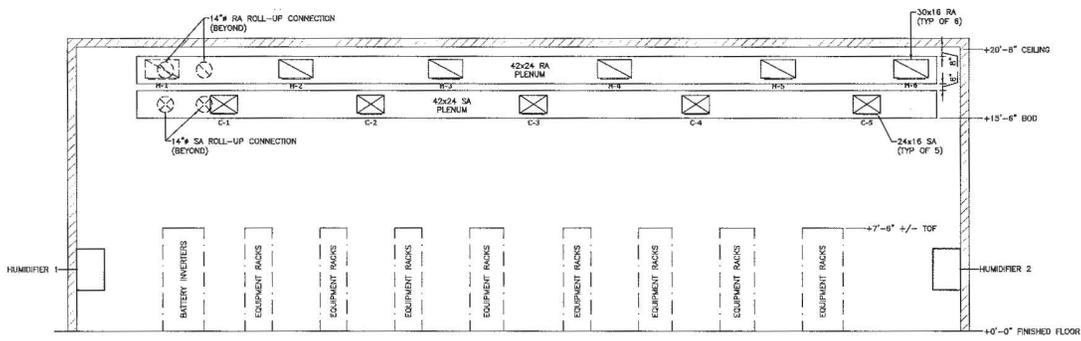
EQUIPMENT	MONITORING & ALARMING SCHEDULE			
	QUEST PANEL	MODBUS	USER SWITCH WES CONFIGURATION	IP ADDRESS REQ'D
GENERATOR 1	x ^a	x	x ^a	x
GENERATOR 2	x ^a	x	x ^a	x
UTG ATS	x	x	x	x
GTG ATS	x			
TVSS 1	x		x	x
TVSS 2	x		x	x
KW METER	x	x	x	x
INVERTER			x	x
DC PLANT			x	x
SMART BDCDB			x	x
BDCBB				
BATTERIES				
SMART FAPs (9)			x	x
RTU1			x	x
RTU2			x	x
RTU3			x	x
HVAC 4			x	
HUMIDIFIER 1		x	x	x
HUMIDIFIER 2		x	x	x
TEMP SENSORS			x	
FA PANEL ^b	x			x
ACCESS CONTROL CARD READERS (3)			x	x
CAMERAS (3)			x	x

NOTES

^a (4) CONTACTS PER GENERATOR

^b BETHERNET GATEWAY

^c FA PANEL TO CALL LOCAL FIRE AUTHORITIES AS REQUIRED BY LOCAL CODE



PROPOSED MECHANICAL ELEVATION PLAN
1/4"=1'-0"



APCO CONSULTING ENGINEERS, INC.
 1000 W. WASHINGTON ST.
 BLOOMINGTON, IN 47403
 PHONE: (765) 832-7419
 FAX: (765) 832-7419
 EMAIL: info@apcoeng.com
 © 2002 APCO CONSULTING ENGINEERS, INC.



P.O. Box 229
 1446 W. 10th St.
 Bloomington, IN 47404
 Phone: (765) 776-7693
 Fax: (765) 776-7689



HEADEND BUILDING
COMCAST
 1600 Fountain Drive
 Bloomington, IN 47404

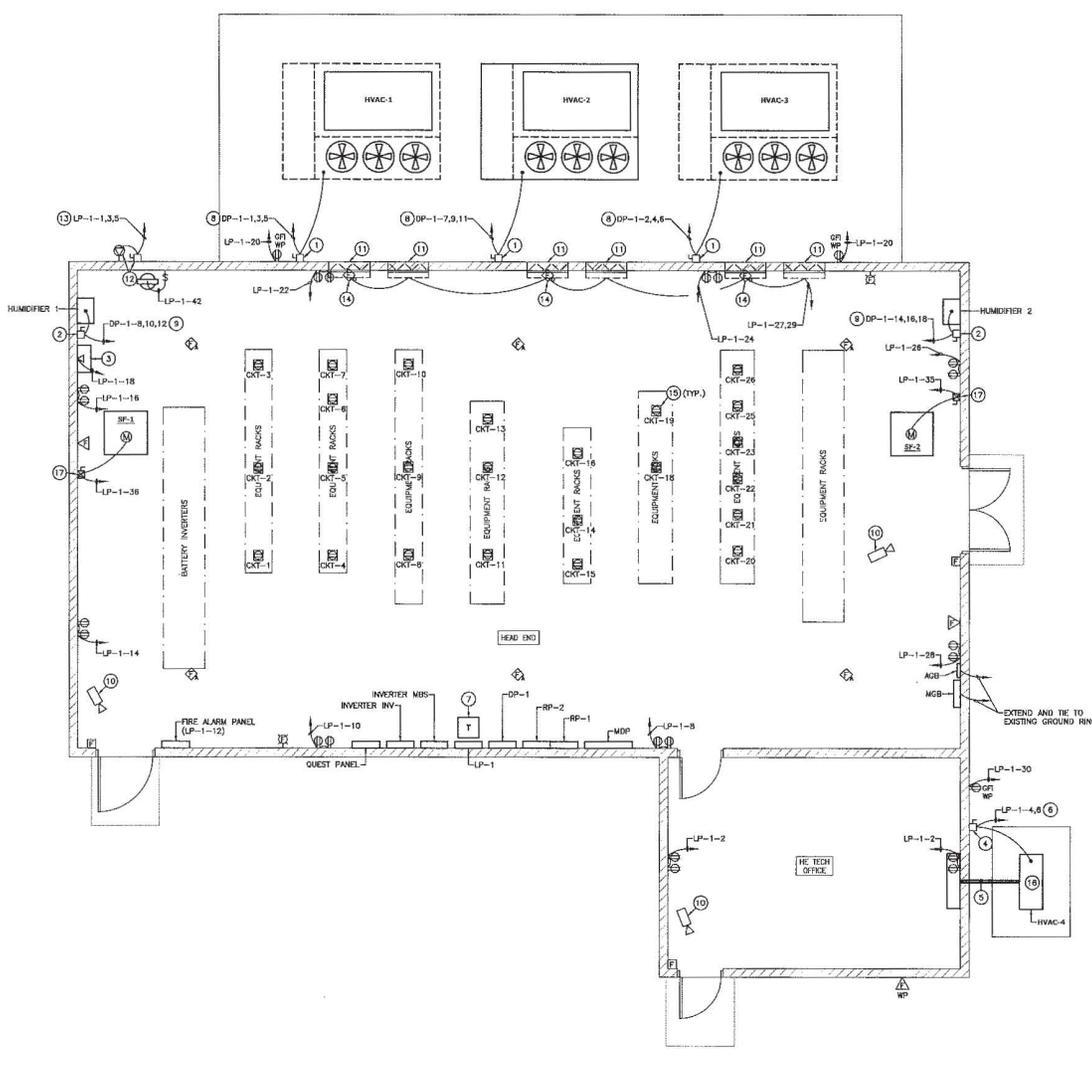
NO.	REVISION	DATE
	PERMIT SET	5/16/20

THIS
 PROPOSED
 MECHANICAL
 ELEVATION PLAN

DESIGNED BY: TLM
 DRAWN BY: LEH
 SCALE: 1/4"=1'-0"
 DATE: 06/12/2020
 SHEET NO. M102

ELECTRICAL SYSTEMS:

- A. CODES AND REGULATIONS**
1. ALL WORK SHALL CONFORM TO THE REQUIREMENTS OF THE NATIONAL ELECTRICAL CODE, AND ALL FEDERAL, STATE, LOCAL AND MUNICIPAL ORDINANCES.
 2. THIS CONTRACTOR SHALL OBTAIN AND FURNISH ALL NECESSARY PERMITS AND INSPECTION CERTIFICATES FOR ALL MATERIAL AND LABOR FURNISHED BY HIM. THE COST SHALL BE BORNE BY THIS CONTRACTOR.
 3. THIS CONTRACTOR SHALL KEEP HIS ENTIRE PORTION OF THE WORK IN REPAIR, WITHOUT ADDITIONAL COST TO THE OWNER, SO FAR AS IS SUBJECT TO WORKMANSHIP, APPROXIMATE MATERIAL, OR CONSTRUCTION ARE CONCERNED FOR ONE YEAR FROM DATE OF APPROVAL FOR FINAL PAYMENT.
 4. ALL MATERIAL PROVIDED FOR THE PROJECT SHALL BE NEW WITH MANUFACTURER'S WARRANTY AND SHALL BE APPROVED FOR USE BY UNDERWRITER'S LABORATORY, INC. IF STANDARD LIST FOR THE PROJECT.
 5. MANUFACTURER'S NAMES ARE USED ON THE DRAWINGS TO ESTABLISH TYPE AND QUALITY. SUBSTITUTIONS MAY BE USED WHEN APPROVED BY THE ARCHITECT. APPROVAL OF EQUALS IS THE SOLE RIGHT OF THE ARCHITECT.
- B. SCOPE**
1. INCLUDE ALL LABOR, EQUIPMENT, TOOLS AND MATERIALS FOR ELECTRICAL DISTRIBUTION, AS SHOWN ON DRAWINGS.
 2. ALL ELECTRICAL WORK INCLUDING POWER WIRING FROM PANEL IN BUILDING AND WIRING OF OTHER ITEMS INDICATED.
 3. FURNISH AND INSTALL NEW LIGHTING, EMERGENCY AND EXIT LIGHTING AS INDICATED ON DRAWINGS.
 4. ANY INSTALLATION COSTS ASSESSED BY UTILITY COMPANIES FOR INCREASING SERVICE INSULATION SHALL BE INCLUDED IN BID AND PAID FOR BY THE ELECTRICAL CONTRACTOR.
- C. CONDUIT INSTALLATION**
1. ALL CONDUIT SHALL BE INSTALLED IN CONDUIT IN ACCORDANCE WITH THE N.E.C. AND COMCAST STANDARDS AND 30 THE REQUIRED CONDUITORS MAY BE PULLED WITHOUT INJURY OR STRAIN AND PROPERLY SUPPORTED.
 2. ALL CONDUIT SHALL BE PROPERLY SUPPORTED IN ACCORDANCE WITH THE N.E.C. CONDUIT SHALL BE INDEPENDENTLY FROM STRUCTURE AND NOT FROM DUCTWORK, CEILING HANGERS OR CEILING SUPPORT WIRES.
- D. OUTLET BOXES**
1. SECURE ALL BOXES FROM BUILDING STRUCTURE INDEPENDENT OF CONDUIT.
- E. WIRE AND CABLE**
1. WIRE AND CABLE SHALL BE AS FOLLOWS:
 - A) #12 AWG AND #10 AWG SOLID OR STRANDED CONDUCTOR COPPER, 600 VOLT, TYPE THHN, XHHW, OR THW (25 DEGREES C).
 - B) #6 AWG AND INCLUDING #500 AWG AWG STRANDED CONDUCTOR, COPPER, 600 VOLT, TYPE THHN, XHHW OR THW (75 DEGREES C).
 2. COLOR CODING SHALL BE USED FOR ALL WIRE AND CABLES IN ACCORDANCE WITH N.E.C. COLORING STANDARDS. CONTROL CONDUCTORS SHALL BE CONTINUOUSLY COLOR CODED. GROUND CONDUCTOR SHALL BE GREEN.
 3. JOINTS IN #10 AWG AND SMALLER WIRE SHALL BE MADE WITH "SCOTCH LOCKS" (OR EQUAL) AND BE INSULATED WITH SCOTCH #33 ELECTRICAL TAPE.
 4. JOINTS IN #6 AWG AND LARGER SHALL BE MADE WITH PRESSURE TIGHT MECHANICAL CONNECTOR AND INSULATED WITH ELECTRICAL TAPE TO 100% OF THE INSULATING VALUE OF THE CONDUCTOR.
 5. EACH SINGLE PHASE BRANCH CIRCUIT SHALL BE PROVIDED WITH ITS OWN LOCK (SAME SIZE AS PHASE CONDUCTOR) DEDICATED NEUTRAL CONDUCTOR. THE NEUTRAL CONDUCTOR BETWEEN MULTIPLE CIRCUITS SHALL NOT BE ALLOWED.
- F. SWITCHES, SAFETY**
12. SAFETY SWITCHES SHALL BE HEAVY DUTY, SIZE AND ELECTRICAL CHARACTERISTICS INDICATED.
 13. FUSES: UNLESS INDICATED ON THE DRAWINGS AS NON-FUSED TYPE, PROVIDE FUSES FOR SAFETY SWITCHES. FUSES TO BE TIME-DELAY, CURRENT-LIMITING UL CLASS RHO, AND HAVE AN INTERRUPTING RATING OF 20000 RMS AMPS SHORT-CIRCUIT.
 14. DISCONNECTS FOR 120 VOLTS, SINGLE PHASE EQUIPMENT SHALL BE HEAVY DUTY TYPE SUITABLE FOR THE SERVICE INTENDED. INCLUDE THERMAL OVERLOAD PROTECTION INTERNAL WITH DISCONNECT FOR MOTORS OR WHERE REQUIRED BY CODE.
 15. SWITCHES INSTALLED IN OUTDOOR LOCATIONS SHALL BE WEATHERPROOF NEAL 36.
 16. PROVIDE ENGRAVED NAMEPLATE FOR EACH DISCONNECT SWITCH INDICATING VOLTAGE, PHASE, LOAD SERVICE, AND CIRCUIT ORIGIN.
- G. LIGHTING AND POWER PANEL BOARDS**
1. PROVIDE 30A-FRONT SAFETY TYPE LIGHTING AND POWER PANEL BOARDS AS INDICATED, WITH SWITCHING AND PROTECTIVE DEVICES IN GUARDIAN'S BARRIERS, TYPES AND ARRANGEMENT AS SHOWN, EQUIPPED WITH COPPER BUS BARS, FULL-SIZED NEUTRAL BARS WITH PULL-IN TYPE MOULDED CASE BRANCH CIRCUIT BREAKERS FOR EACH CIRCUIT, WITH TRIPPLE HANDBLES THAT INDICATE WHEN TRIPPED. PROVIDE A BARE UN-INSULATED CHOKING BAR SUITABLE FOR BONDING TO ENCLOSURE. PROVIDE TYPED DIRECTORY.
 2. PROVIDE ENGRAVED NAMEPLATE FOR EACH PANELBOARD INDICATING VOLTAGE, PHASE, PANEL NAME, AND FEEDER ORIGIN.
- H. GROUNDING**
1. ENTIRE POWER SYSTEM SHALL BE EFFECTIVELY GROUNDING, INCLUDING ALL EXPOSED NON-CURRENT CARRYING PARTS OF ELECTRICAL EQUIPMENT IN FULL ACCORDANCE WITH N.E.C. ARTICLE 250 AND COMCAST STANDARDS.
- I. LIGHTING**
1. FURNISH AND INSTALL LIGHTING FIXTURES AS SHOWN AND SCHEDULED ON THE DRAWINGS.
- J. TEMPORARY**
1. THIS CONTRACTOR TO PROVIDE ALL TEMPORARY LIGHTING AND POWER AS REQUIRED FOR ALL TRADES.
 2. ALL TEMPORARY WIRING INSTALLED SHALL BE REMOVED BY THIS CONTRACTOR.
- K. WIRING METHODS**
1. RECEPTACLES SHALL BE 20 AMP, 120 VOLTS, NEMA 5-20R, COMMERCIAL GRADE, HUBBELL B5200X OR EQUAL.
 2. GFI RECEPTACLES SHALL BE 20 AMP, 120 VOLTS, GFCI RATED, COMMERCIAL GRADE, HUBBELL C700X OR EQUAL.
 3. LIGHT SWITCHES SHALL BE QUIET OPERATING, COMMERCIAL GRADE, 150/277 VOLT, 20 AMP, HUBBELL C51200X OR EQUAL.
 4. CONDUIT SHALL BE 1/2" DIA. SMOOTH NYLON. COLOR TO MATCH WIRING DEVICE.
 5. ACCEPTABLE MANUFACTURERS ARE COPPOLA, GE, HUBBELL, LEVITON, AND PASS & SEAMOUR.



- PLAN NOTES:**
- 1) NEMA 3R, 100 AMP DISCONNECT SWITCH.
 - 2) 50 AMP DISCONNECT SWITCH.
 - 3) CARRIER MU CONTROL PANEL.
 - 4) NEMA 3R, 30 AMP DISCONNECT SWITCH.
 - 5) INSIDE UNIT POWERED BY OUTSIDE UNIT (HVAC-4). PROVIDE WIRING AND CONDUIT PER MANUFACTURER'S INSTALLATION INSTRUCTIONS.
 - 6) 3/4" C, 2-#12 & 1-#12 GRD.
 - 7) SUSPEND TRANSFORMER FROM CEILING NOT FROM WALL. PROVIDE MOUNTING ACCESSORIES AS REQUIRED.
 - 8) 1" C, 3-#6 & 1-#6 GRD.
 - 9) 1" C, 3-#6 & 1-#6 GRD.
 - 10) 1 1/4" C, 3-#1 & 1-#6 GRD.
 - 11) PROVIDE CONNECTION FROM MAIN FIRE DAMPER TO FIRE ALARM PANEL. PROVIDE NORMALLY CLOSED CONTACTS IN FIRE ALARM PANEL TO SHUT DOWN DAMPERS.
 - 12) NEMA 3R, 125 AMP DISCONNECT SWITCH INCLUDING PIN AND SLEEVE CONNECTOR FOR CONNECTION AS REQUIRED BY ROLLUP UNIT SPEC SHEET WITH HINGED DOOR AND LOCKABLE ENCLOSURE.
 - 13) 1 1/4" C, 3-#1 & 1-#6 GRD.
 - 14) PROVIDE DUCT DETECTOR AND REMOTE TEST STATION. DUCT DETECTOR TO BE INSTALLED IN RETURN AIR DUCT OR PLENUM UPSTREAM OF ANY FILTERS. EXHAUST AIR CONNECTION OR OUTDOOR AIR CONNECTIONS. LOCATION OF REMOTE TEST STATION TO BE COORDINATED IN THE FIELD.
 - 15) OVERHEAD RECEPTACLE FEED FROM INVERTER PANEL.
 - 16) THE HVAC-4 TO GROUND RING.
 - 17) COMBINATION MOTOR STARTER WITH 24 VOLT AUXILIARY CONTACT.

PROPOSED POWER FLOOR PLAN
1/4"=1'-0"



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REGISTERED PROFESSIONAL ENGINEER
 No. PE19300142
 STATE OF INDIANA

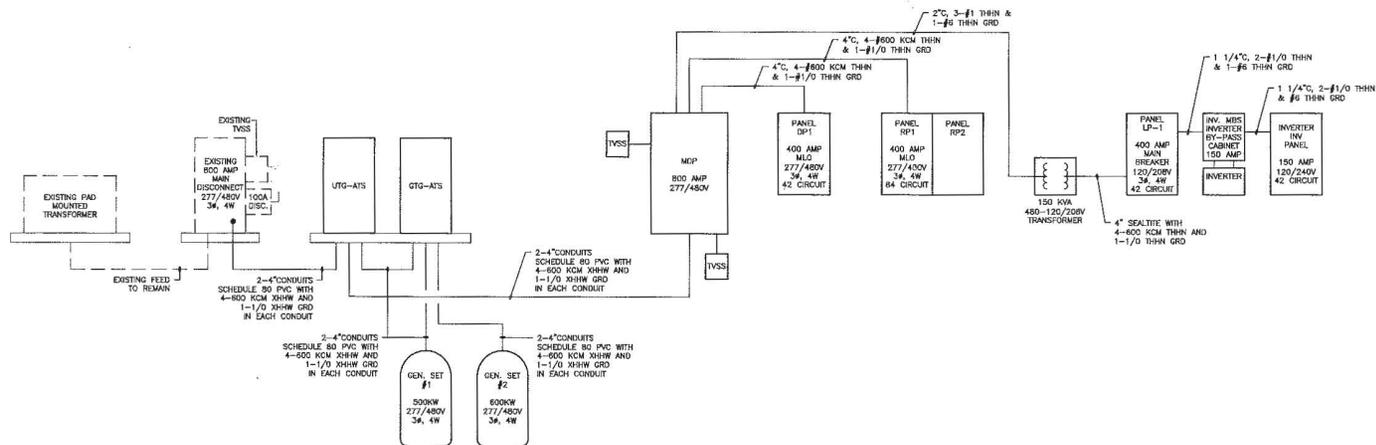
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HEADEND BUILDING
COMCAST
 1600 Fountain Drive
 Bloomington, IN 47404

DATE	REVISION	BY
	PERMIT SET	SL/CPN

PROPOSED POWER FLOOR PLAN

DESIGNED BY: TLM
 CHECKED BY: LEH
 SCALE: 1/4"=1'-0"
 DATE: 06/12/2020
 SHEET NO.: E102



SINGLE LINE RISER DIAGRAM

NO SCALE
GROUND IN ACCORDANCE WITH COMCAST STANDARDS AND NEC 250.

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HEADEND BUILDING
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REV.	REVISION	DATE
	PERMIT SET	8/20/20

DATE: 08/12/2020
 SHEET NO. **E103**

