



City of Bloomington Common Council

Legislative Packet

Regular Session

immediately followed by

Committee of the Whole Discussion

07 September 2011

Office of the Common Council
P.O. Box 100
401 North Morton Street
Bloomington, Indiana 47402

812.349.3409

council@bloomington.in.gov
<http://www.bloomington.in.gov/council>



Packet Related Material

Memo

Agenda

Calendar

Notices and Agendas:

None

Legislation for Final Action:

None

Budget and Budget-Related Legislation to be Introduced at the Regular Session and Discussed at the Committee of the Whole on September 7th and Scheduled for Second Readings at the Special Session on September 14th (Except Ord 11-12 – Transit Budget – Which is Scheduled for Second Reading on September 21st):

Please see the separate 2012 Budget Packet for the two appropriation ordinances for 2012 and one for 2011, the three salary ordinances, the Transit ordinance, and all the related background material.

For Questions Regarding the:

Civil City Appropriation Ordinance - Please Contact:

*Mike Trexler, Controller, at 349-3416 or trexlerm@bloomington.in.gov
(or reach the appropriate department director)*

Utility Appropriation Ordinance - Please Contact:

Patrick Murphy, Director, at 349-3650 or murphyp@bloomington.in.gov

Salary Ordinances - Please Contact:

*Daniel Grundmann, Director of Human Resources at 349-3578
or grundmad@bloomington.in.gov*

Transit Ordinance – Please Contact:

*Lew May, Director of Bloomington Transit at 332-5688
or lmay@bloomingtontransit.com*

Other Legislation and Background Material for First Reading on September 7th (or Discussion on September 14th):

- **Ord 11-15** To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration And Personnel” and Title 11 of the Bloomington Municipal Code Entitled “Lakes and Reservoirs” - Re: Conforming Local Code with Senate Enrolled Act 292
 - Memo to the Council, Patty Mulvihill, Assistant City Attorney; Annotated Changes to Bloomington Municipal Code
Contact: Patty Mulvihill at 349-2436 or mulvihip@bloomington.in.gov
- **Res 11-12** To Approve an Interlocal Cooperation Agreement Between the City of Bloomington and Monroe County, Indiana in Regard to 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) (To Purchase and Train Staff to Operate Polygraph Equipment)
 - Memo from Patty Mulvihill, Assistant City Attorney; Agreement
Contact: Patty Mulvihill at 349-3426 or mulvihip@bloomington.in.gov

Minutes from Regular Session:

- April 20 2011
- June 15, 2011
- July 13, 2011

Memo

Chair of Committee of the Whole Meeting: Mayer

**Typically Two Legislative Rounds for the
First Three Weeks of September –**

***Reminder: Last Committee of the Whole on Tuesday, September 27th
(not Wednesday)***

The Council typically squeezes two legislative rounds into the first legislative cycle of September which, this year, includes meetings on September 7th, September 14th, and September 21st.

Providing for two legislative rounds in the first legislative cycle in September has allowed the Council to take action on the budget well before the November 1st deadline (which

was changed from September 30th in 2009) and also handle the other items that are ready for action by the middle of September.

Please note that the Annual Schedule arranges for the last Committee of the Whole to be held on Tuesday, September 27th rather than Wednesday, September 28th, because the latter falls on Rosh Hashanah (the Jewish New Year).

Budget-Related Legislation. The first legislative round will be set aside for seven pieces of legislation which are directly or indirectly related to the 2012 budget. All except one piece of this legislative package will be introduced at the Regular Session on September 7th, discussed at Committee of the Whole which will be held immediately after the Regular Session (which constitutes the public hearing on the City and Transit budgets), and ready for second reading at a Special Session on September 14th. The one item of budget legislation not wholly following this schedule is Ord 11-12, which approves the Transit Budget for 2012. Because it requires 10 days between the public hearing on September 7th and adoption, this item differs from the others by having second reading scheduled for September 21st. All of these documents can be found in the special budget packet distributed simultaneously with the weekly packet and are briefly discussed in the latter part of this memo.

Other Ordinances for First Round of Legislation. Along with the budget-related ordinances, there are two non-budget related pieces of legislation that may be considered during the first legislative round. They are Ord 11-15 (conforming local code to SEA 292 – prohibiting most local regulation of guns) and Res 11-12 (approving interlocal agreement with County regarding a Justice Assistance Grant). *Please review these items and let Susan or Dan know whether they should be heard at the Special Session on September 14th or the Committee of the Whole later that evening.*

Other Legislation for Second Round of Legislation Ending in Mid-September. There may be another ordinance to be considered during the second round of legislation of the first legislative cycle in September. This ordinance, which would give Pinnacle School more time to issue bonds for improvements to their new site, may be introduced on September 14th and scheduled for second readings on September 21st.

2012 Budget Packet

The 2012 budget packet has been enclosed with, but is separate from, the weekly packet. The Budget Packet contains:

- an index of all 2012 budget-related materials;

- six ordinances and background material constituting the 2012 budget (including Transit);
- one ordinance (App Ord 11-07) – appropriating money from the Rainy Day Fund to the General Fund for fuel (\$78,200) and to the Health Insurance Trust (HIT) Fund for health insurance (\$1,366,075); and
- a list of responses to questions raised but unanswered during the Departmental Budget hearings in July
 - including attachments

The ordinances are accompanied by memos and background material which are briefly highlighted below:

- **App Ord 11-05 (Civil City Budget for 2012)** – includes a spread sheet from Mike Trexler, Controller, indicating the changes in the budget from July to September. Those changes amount to a net increase of \$114,789 which, as you will see below, are largely due to errors using the New World financial software to generate the budget. Here is the breakdown of those changes:

Adjustments in the General Fund

Corrections	<u>Totals</u>
Legal Department – Risk Management Fund - Increase Lines 51110 (Salaries and Wages – Regular) and 51210 (FICA) This amount for salaries and FICA was overlooked in the course of converting to the New World financial software.	\$3,394
Parks and Recreation - Increase in Line 52240 (Fuel and Oil) This amount for fuel and oil was gathered from the various Parks programs but not allocated to those budgets.	\$19,525
- Decrease in Line 53620 (Motor Repair) This reduction for motor repairs was, like the previous entry, gathered from the various programs but not allocated to those budgets.	(\$6,369)
Controller’s Office – Bonds – increase in Lines 5381 (Principal) and 5384 (Lease Payments) This amount corrects for payments made one year, but due the next.	\$24,137
HAND - increase in Lines 52240 (Fuel and Oil) and 5352 (Motor Repair) \$15,658 This amount was gathered from the five HAND programs but not allocated to those budgets.	
- inserting budget pages for the Title 6 (Weeds and Trash)	\$57,944

and Neighborhood Investment Programs

These two programs were not included in the July budget materials.

ITS

- | | |
|---|-----------|
| - Decrease in Lines 5316 (Instruction) and 5323 (Travel) | (\$5,000) |
| - Increase in Line 5364 (Hardware and Software Maintenance) | \$5,500 |

In order to cover the cost of software licenses next year, the budget for instruction and travel was reduced.

Total Increase (Decrease)

\$114,789

- **App Ord 11-06 (Utilities Budget for 2012)** – *none*

- **Ord 11-09 (Salary Ordinance for Police Officers and Firefighters for 2012)** - a memo from Daniel Grundmann, Director of Human Resources, briefly summarizes the compensation package these fire fighters and police officers will receive as a result of collective bargaining agreements negotiated with the City. Under the current agreements, fire fighters will receive a 3% increase and police officers will receive a 1.5% increase.¹ That means that the respective base pay for a Fire Fighter 1st Class, Sergeant, and Captain will be \$47,321, \$49,190, and \$52,953 and the respective base pay for Office First Class and Senior Police Officer will be \$47,700 and \$50,033. Along with the base pay, these union employees also receive a 4% contribution to the Public Employee Retirement Program as well as compensation for longevity, education, certification, training, and other miscellaneous qualifications in the maximum amount of \$4,800.

- **Ord 11-10 (Salary Ordinance for Civil City for 2012)** - a memo from Daniel Grundmann, Director of the Human Resources Department, highlights the changes between the 2011 and 2012 Civil City Salary Ordinances. This annual ordinance sets forth the:
 - Title, grade and salary range for all employees not covered by the other salary ordinances;
 - Compensation received by members of certain boards (i.e. Board of Public Works, Board of Public Safety, and Utilities Services Board); and
 - Other provisions affecting compensation, including shift differentials, treatment of transfers and employees whose salaries fall outside of the pay range (typically due to longevity), gainsharing, emergency call out, on-call status, temporary reassignments, tool allowances, licenses and certifications,

¹ The Memo notes that, in order to avoid the problems of wage compression, the management positions will also receive that increase in pay.

and holiday pay (much of which were negotiated as part of a collective bargaining agreement).

The changes over last year's ordinance are in the following departments and will:

- **Community and Family Resources** – change the job title and grade of the *Office Manager (Grade 3)* to *Office Manager/Program Assistant (Grade 5)* as the result of the review of a revised job description by the Job Evaluation Committee (JEC). Additional duties relating to the Homeward Bound Walk and Scouts in Government Day, along with liaison work with the Community and Family Resource Commission led to this change. A “modest equity increase” has been provided to this employee for performing duties “well outside the parameters of the position” and no further fiscal impact is anticipated from this change (beyond annual adjustments in salary);
- **Economic and Sustainable Development** – change the title of the *Assistant Director for Sustainable Development* to *Sustainability Coordinator* be consistent with the titles of other positions throughout the City;
- **Fire Department** – “eliminate the (vacant position of) *Clerk ...*, the duties of which are largely consumed by the Secretary, process changes, and other administrative staff as needed”;
- **Housing and Neighborhood Development Department** – eliminate one of six Program Manager positions (which was funded entirely from lost HUD money). It's my understanding that this one grant-funded position is the only instance this year where an incumbent was let go because of elimination of the grant. The housing counseling duties that were part of this position have been taken over by other staff;
- **Information and Technology Development Department** – “increase the job grade of the *Technology Support Manager* from 8 to 10 to reflect changes in (its) duties and parity of responsibility with other (departmental managers).” The change was the result of an internal review of a revised job description (which will be reviewed by the JEC) and will have no fiscal impact given existing compensation;
- **Parks and Recreation Department** –
 - Change the title and grade of the *Adult and Youth Sports Manager (Grade 7)* to *General Manager, Twin Lakes Recreation Center (Grade 8)* as a result of a review of a revised job description by the JEC. Responsibility for the “revenue based recreation center” led to the increase. Aside from a previously granted “modest equity increase” for performing duties “well outside of the position,” there will be no fiscal impact from this change;

- Eliminate the *Business/Special Projects Manager (Grade 6)* and one of six *Program/Facility Coordinator (Grade 6)* positions and add a second *Customer Service Rep II (Grade 2)* (probably to be filled on a part-time (with benefits) basis). This change was the result of a review of departmental operations when two vacancies had occurred and will not eliminate any existing employees;
- **Public Works Department – Facilities Division** – change name of division from *Facilities* to *Operations and Facilities* and change the title of the *Facilities Management Coordinator* to *Director* to keep naming conventions consistent throughout the City;
- **Utilities Department – Administration Division** – eliminate the *Assistant City Attorney – Utilities* position. City Legal will continue to provide those services, but be paid via an intralocal agreement rather than Utilities payroll. The net effect of this and other actions will be a reduction of one *Assistant City Attorney* position.

Section IID of the ordinance entitled **Labor, Trades and Crafts (AFSCME Union) Positions** also changes the pay ranges for union positions (near the end of the ordinance) pursuant to Work Agreement and Memorandum of Understanding with this union (which will result in a base increase of about 3% for those employees).

- **Ord 11-11 (Salary Ordinance for Elected Officials for 2012)** – a memo from Daniel Grundmann, Director of the Human Resources Department, indicates that the elected officials will receive an increase of 1.5% this year. This is consistent with the past practice of tying the increase in elected officials salaries to compensation for non-union employees which, this year, has been set at 1.5% (rather than by the merit-market, compensation grid).
- **Ord 11-12 (Reviewing and Adopting the Transit Budget for 2012)** – includes the Transit memo and budget materials. The memo from Lew May, General Manager, indicates that, as a result of a review by the Department of Local Governments Finance (DGLF) and a recently-negotiated contract for services with IU, projected revenues for 2012 were reduced by \$62,421. A change in the budget proposes to make up the difference by transferring that amount from the Operating Reserve, which is expected to have a balance of \$3.12 million at the end of this year.
Please also note that the City Council is poised to adopt the Transit budget, tax levy and tax rates (rather than merely to review and modify the budget) because the percentage increase in the proposed 2012 budget is higher than the assessed value

growth quotient minus one (as recently required by I.C. 6-1.1-17-20). For that reason, the budget materials include State forms 3, 4A, 4B and 2.

Ancillary Legislation Submitted Along with the Budget Package

App Ord 11-07 makes an appropriation of \$1,366,075 from the Rainy Day Fund this year and is being considered at the same time as the 2012 budget because it is needed now and was discussed during the departmental budget hearings in July. Those appropriations include \$1,287,875 for the Health Insurance Trust (HIT) Fund and \$78,200 for the General Fund to be used by the Police Department for fuel. As Daniel Grundmann explained in July, the appropriation for the HIT Fund is necessary because of high medical costs, which he anticipates will be mitigated in the future by the City's decision to join a risk pool arranged through the Indiana Association of Cities and Towns late last year. The appropriation for the Police Department reflects a City-wide increase in the cost of fuel and additional usage by the department which could not be absorbed by shifting money from other budget lines.

Response to Unanswered Questions from the July Budget Hearings

The Offices of Controller and Mayor have spent considerable time addressing and responding to questions raised, but unanswered, during the July budget hearings which have been compiled into one document (attached to the Budget Packet). Please note that the Dan modified the response sheet by inserting the name of the questioner. Please also note that there were four attachments provided with the response and that Dan added a letter from the Bloomington Commission on Sustainability regarding roundabouts (given the discussion that topic generated during July). Lastly, please note that there are four questions pending in two departments – Office of the Mayor (Rollo) and Transit (Piedmont-Smith).

Note: The Controller's Office has placed the proposed 2012 budget online at <http://bloomington.in.gov/budget>. A hard copy will be provided to the Council Office on Tuesday for public inspection and can be reproduced for those Council members who request a budget book. Along with the changes mentioned in the memo attached to App Ord 11-05 (above), you will find revised introductory section from the Controller in that material as well.

Non-Budgetary Legislation Scheduled for the First Legislative Cycle in September

Item One - Ord 11-15 Amending Local Code to Comply with SEA 292 (Restricting Local Regulation of Guns)

Ord 11-15 amends Title 2 (Administration and Personnel) and Title 11 (Lakes and Reservoirs) of the Bloomington Municipal Code in order to comply with Senate Enrolled Act (SEA) 292. Among the flurry of legislation adopted by the General Assembly this year was SEA 292, which prohibits political subdivisions from, among other things, regulating “the ownership, possession, carrying, transportation, registration, transfer, and storage of firearms, ammunition, and firearm accessories.” It also declared local non-complying provisions void and created a cause of action which made it quite easy and remunerative for persons to sue non-complying entities.

This ordinance amends three provisions of the BMC to bring them into compliance with this new law. Those provisions and changes are:

- 2.04.030 - Duties of Sergeant-at-Arms – where the Sergeant at Arms previously had the duty of asking persons at meeting to surrender firearms and dangerous weapons. Under this ordinance, this officer (designated by the Chief of Police) is authorized to ask persons to surrender dangerous weapons other than a firearm.
- 11.04.050 - Use of firearms (at Lake Lemon) – where were not allowed to carry, fire or discharge a firearm at Lake Lemon. With this change, persons are not prohibited from carrying a firearm, but still may not fire or discharge it.²
- 11.08.300 - Hunting and trapping forbidden (at Griffy Lake) – where persons were not allowed to use firearms at Lake Griffy. With this change, persons are prohibited from discharging firearms there. Please note, however, that hunting and trapping is allowed at Lake Griffy as a management tool if approved by the Board of Parks Commissioners.

One exception in the law allows local political subdivisions to regulate the “intentional display” of firearms at a public meeting. Accordingly, this ordinance inserts two provisions which prohibit this behavior at meetings of the Common Council (BMC 2.04.225) as well as at meetings of the City’s boards, commissions and councils (BMC 2.08.020(14)).

² At a recent seminar of the Indiana Municipal Lawyers Association, we heard that representatives from the Indiana Association of Cities and Towns were able to keep the power of local political subdivisions to regulate the discharge of firearms.

Item Two – Res 11-12 – Authorizing Execution of an Interlocal Cooperation Agreement with the County Regarding Disbursal of a 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) to Purchase and Train Staff to Operate Polygraph Equipment

Res 11-12 authorizes the execution of an Interlocal Cooperation Agreement with the County regarding the disbursal of an Edward Byrne Memorial Justice Assistance Grant (JAG) funds for 2011. The \$40,317 award of federal Office of Justice Program JAG funds is available this year to the City and Monroe County and will be used to purchase polygraph equipment and train staff to use it.

In the past, you may recall, that the Council has approved grants that helped acquire a telephone system, digital interviewing equipment, in-car cameras, vehicle locator equipment and software, and special vehicles for one, the other, or both of the Police and Sheriff's departments.

Grant

The \$40,317 grant would help purchase polygraph equipment for both departments (at a cost of about \$18,128) and provide funds to train staff on its use (at a cost of about \$27,520).³ Currently those services are outsourced and under-utilized. The grant application (available in the Council Office) states that they will be helpful in the investigation of homicides, rapes and robberies.

Agreement

As a requirement for an award, the City and the County must enter into a "Memorandum of Understanding" (Agreement) which is attached to the resolution. In brief, the Agreement:

- "reflects the commitments and understandings ... of the governmental entities in order to efficiently and effectively utilize proceeds" from this award;
- Equally divides the grant between the two entities to be used as stated above;
- makes each party solely responsible for its own actions in furnishing services under this agreement;
- requires each party to communicate and cooperate with each other and to make good-faith efforts to obtain all necessary funds and otherwise comply with the Agreement;

³ This totals \$45,648 and will require the departments to find the remaining \$5,331 for this initiative.

- conditions performance of the duties under the Agreement on the receipt of sufficient JAG funds; and
- is to be narrowly construed in regard to the obligations of the parties and does not create rights for persons who have not signed it.

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL REGULAR SESSION AND
COMMITTEE OF THE WHOLE
7:30 P.M., WEDNESDAY, SEPTEMBER 7, 2011
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 N. MORTON ST.**

I. ROLL CALL

II. AGENDA SUMMATION

**III. APPROVAL OF MINUTES FOR: Regular Sessions on:
April 20, 2011
June 5, 2011
July 3, 2011**

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

1. Councilmembers
2. The Mayor and City Offices
3. Council Committees
4. Public *

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

None

VII. LEGISLATION FOR FIRST READING

1. Appropriation Ordinance 11-05 An Ordinance for Appropriations and Tax Rates (Establishing 2012 Civil City Budget for the City of Bloomington)
2. Appropriation Ordinance 11-06 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 2012
3. Appropriation Ordinance 11-07 To Specially Appropriate from the General Fund and Rainy Day Fund Expenditures Not Otherwise Appropriated (Appropriating Funds for Additional 2011 Health Insurance and Fuel Expenses)
4. Ordinance 11-09 An Ordinance Fixing the Salaries of Officers of the Police and Fire Departments for the City of Bloomington, Indiana, for the Year 2012
5. Ordinance 11-10 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 2012
6. Ordinance 11-11 To Fix the Salaries of All Elected City Officials for the City of Bloomington for the Year 2012
7. Ordinance 11-12 Appropriations and Tax Rates for Bloomington Transportation Corporation for 2012
8. Ordinance 11-15 To Amend Title 2 of the Bloomington Municipal Code Entitled "Administration And Personnel" and Title 11 of the Bloomington Municipal Code Entitled "Lakes and Reservoirs" - Re: Conforming Local Code with Senate Enrolled Act 292

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

IX. COUNCIL SCHEDULE (*Over*)

X. ADJOURNMENT

* Members of the public may speak on matters of community concern not listed on the agenda at one of the two *Reports from the Public* 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.

(and immediately followed by a)

COMMITTEE OF THE WHOLE

Chair: Tim Mayer

1. Ordinance 11-09 An Ordinance Fixing the Salaries of Officers of the Police and Fire Departments for the City of Bloomington, Indiana, for the Year 2012

Asked to Attend: Daniel Grundmann, Director of Employee Services

2. Ordinance 11-10 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 2012

Asked to Attend: Daniel Grundmann, Director of Employee Services

3. Ordinance 11-11 To Fix the Salaries of All Elected City Officials for the City of Bloomington for the Year 2012

Asked to Attend: Daniel Grundmann, Director of Employee Services

4. Appropriation Ordinance 11-05 An Ordinance for Appropriations and Tax Rates (Establishing 2012 Civil City Budget for the City of Bloomington)

Asked to Attend: Mike Trexler, Controller

5. Appropriation Ordinance 11-06 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 2012

Asked to Attend: Patrick Murphy, Director of the City Utilities Department

6. Ordinance 11-12 Appropriations and Tax Rates for Bloomington Transportation Corporation for 2012

Asked to Attend: Lew May, Director of Bloomington Transit

7. Appropriation Ordinance 11-07 To Specially Appropriate from the General Fund and Rainy Day Fund Expenditures Not Otherwise Appropriated (Appropriating Funds for Additional 2011 Health Insurance and Fuel Expenses)

Asked to Attend: Mike Trexler, Controller



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

To: Council Members
From: Council Office
Re: Calendar for the Week of 05-10 September 2011

Monday, 05 September 2011

City Holiday: Labor Day – Offices Closed.

Tuesday, 06 September 2011

4:00 pm Bloomington Community Farmers' Market, Madison St, Between 6th & 7th St
6:00 pm Sister Cities International, Dunlap
6:00 pm Neighborhood Improvement Grant Meeting, Hooker Room
7:30 pm Telecommunications Council, Council Chambers

Wednesday, 07 September 2011

8:00 am Community Development Block Grant Agency Informational Meeting, McCloskey
12:00 am Bloomington Urban Enterprise Association, McCloskey
2:00 pm Hearing Officer, Kelly
5:30 pm Commission on Hispanic and Latino Affairs, McCloskey
7:00 pm Common Council Regular Session *immediately followed by a* Committee of the Whole, Council Chambers

Thursday, 08 September 2011

12:00 noon Housing Network, McCloskey
12:00 noon Bloomington Platinum Biking Task Force, Hooker Room
4:00 pm Bloomington Historic Preservation Commission, McCloskey
4:00 pm Solid Waste Management District, Monroe County Courthouse, Judge Nat U. Hill III Room

Friday, 09 September 2011

12:00 pm Council Internal Work Session, McCloskey
1:30 pm Metropolitan Planning Organization Policy Committee, McCloskey

Saturday, 10 September 2011

8:00 am Bloomington Community Farmers' Market, Showers Common, 401 N Morton
8:00 am Council of Neighborhood Associations Planning Meeting, Council Chambers

Posted and Distributed: Friday, 02 September 2011

ORDINANCE 11-15

**TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE
ENTITLED “ADMINISTRATION AND PERSONNEL” AND
TITLE 11 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED
“LAKES AND RESERVOIRS” -**

Re: Conforming Local Code with Senate Enrolled Act 292

WHEREAS, Bloomington Municipal Code Section 2.04.030 allows the Chief of Police or his designee to request any person in attendance at a council meeting to surrender firearms; and

WHEREAS, Bloomington Municipal Code Section 11.04.050 prohibits a person from carrying a firearm within the limits of Lake Lemon; and

WHEREAS, Bloomington Municipal Code Section 11.08.300 prohibits the use of firearms within the limits of Lake Griffy; and

WHEREAS, the Indiana General Assembly during the 2011 spring session, via its passage of Senate Enrolled Act 292, created a new chapter of the Indiana Code, Chapter 35-47-11.1, which prohibits a political subdivision from regulating the possession and carrying of firearms, ammunitions and firearm accessories; and

WHEREAS, the newly created Chapter 35-47-11.1 of the Indiana Code specifically voids any provision of an ordinance enacted or undertaken before, on or after June 30, 2011, which effects a person’s right to possess or carry a firearm; and

WHEREAS, because portions of Bloomington Municipal Code Sections 2.04.030, 11.04.050 and 11.08.300 are now void as a result of the creation of Indiana Code Chapter 35-47-11, the City believes it is in the best interest of the public to specifically strike those portions of said sections which are no longer valid and enforceable; and

WHEREAS, the newly created Chapter 35-47-11-1 does not prevent political subdivisions from regulating and enforcing the prohibition or restriction of the intentional display of firearms at public meetings and the City chooses to prohibit that conduct at all of its public meetings;

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

SECTION 1. Section 2.04.030 of the Bloomington Municipal Code entitled “Duties of sergeant-at-arms” shall be amended to read as follows:

“The chief of police or his designee shall act as sergeant-at-arms. It shall be the duty of the sergeant-at-arms to preserve order in the council chambers under the direction of the presiding officer, to act as a messenger of the council under the direction of the city clerk by serving notices of special meetings upon council members, and to procure the attendance of absent members when a quorum is not present. The sergeant-at-arms may request any person in attendance at a council meeting to surrender any dangerous weapon other than a firearm (as defined by the Indiana Code)”.

SECTION 2. A new Section 2.04.225 of the Bloomington Municipal Code entitled “Intentional Display of Firearms Prohibited” shall be inserted and shall read as follows:

The intentional display of firearms is prohibited at any public meeting of the Council.

SECTION 3. A new Section 2.08.020 of the Bloomington Municipal Code entitled “General Provisions” shall be amended by inserting a new part (14) which shall read as follows:

(14) The intentional display of firearms is prohibited at any public meeting of the City’s boards, commissions and councils.

SECTION 4. Section 11.04.050 of the Bloomington Municipal Code, entitled “Lake Lemon – Use of Firearms” shall be amended by deleting the word “carry,” as it appears before the words “fire or discharge” in the first sentence so that the first sentence will read as follows:

No person shall fire or discharge any firearm of any description within the limits of the lake, except law enforcement officers in the performance of their duties, except; however, that duly licensed hunters, licensed by the state and by the federal government, may hunt waterfowl during the time of each year, as designated for such hunting season.

SECTION 5. Section 11.08.300 of the Bloomington Municipal Code, entitled “Griffy Lake – Hunting and Trapping Forbidden” shall be amended by deleting the word “use” and replacing it with the word “discharge” and adding the word “use” after the words “firearms or” as both references appear in the first sentence so that the first sentence will read as follows:

Since the Lake Griffy property is an urban area and heavily used for outdoor recreation and environmental education, the discharge of firearms or the use of any other hunting or trapping apparatus is not compatible with the Griffy environs and shall therefore be prohibited.

SECTION 6. If any section, sentence or 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 7. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2011.

SUSAN SANDBERG, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2011.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2011.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends the Bloomington Municipal Code as a consequence of Senate Enrolled Act 292. The ordinance amends existing sections 2.04.030, 11.04.050, and Section 11.08.300 and inserts sections 2.04.225 and 2.05.020(14). The Indiana General Assembly passed Senate Enrolled Act 292 during its spring 2011 session. Said Act has an effective date of July 1, 2011. The Act created a new chapter within the Indiana Code, Chapter, 35-47-11.1. This new Chapter specifically prohibits a political subdivision from regulating the possession of or carrying of a firearm by any person. Bloomington Municipal Code Section 2.04.030 allows for the sergeant-at-arms to ask any person carrying a firearm at a council meeting to relinquish his/her firearm. Bloomington Municipal Code Section 11.04.050 prohibits any person from carrying a firearm in the limits of Lake Lemon. Bloomington Municipal Code section 11.08.300 prohibits a person from using a firearm in the Lake Griffy area. Because the newly enacted Indiana Code Chapter 35-47-11.1 makes the aforementioned City municipal code sections void, this ordinance is being passed so that the municipal code accurately reflects the status of the law within the Bloomington community. This new Chapter states that political subdivisions are not prevented from the enactment or enforcement of a provision prohibiting or restricting the intentional display of a firearm at a public meeting and the City chooses to prohibit that conduct at all of its public meetings.

MEMO:

To: City of Bloomington Common Council
CC: Mark Kruzan, Mayor
Maria Heslin, Deputy Mayor
From: Patty Mulvihill, Assistant City Attorney
Date: August 29, 2011
Re: Ordinance 11-15

During the Spring Session the Indiana Legislature passed and adopted Senate Enrolled Act 292. This Act specifically prohibits local units of government from regulating the possession and carrying of firearms, ammunitions and firearm accessories. The City of Bloomington's Municipal Code presently regulates the possession and carrying of firearms in three different places: §2.04.030 (allows the Chief of Police to request any person in attendance at a Council meeting to surrender his/her firearm); §11.04.050 (prohibits a person from carrying a firearm within the limits of Lake Lemon); and §11.08.300 (prohibits the use of firearms within the limits of Lake Griffy).

Because the above-noted provisions of the City's municipal code are now void, the City believes it is in the best interests of the public to specifically strike those portions of the municipal code which are no longer valid and enforceable.

The State's new legislation does allow for localities to prohibit the "intentional display of a firearm" in a public meeting. As such, two new sections are being added to the municipal code which specifically prohibit the "intentional display of a firearm" at a City Council meeting or at any public meeting of any City Board or Commission.

Senate Enrolled Act 292 contained severe penalties for local units of government that violate said Act's provisions. Any person who is adversely affected by an ordinance that violates the Act (whether or not said ordinance is enforced against the person or not) may file an action against the governmental unit in a local court. If the aggrieved person is successful in his/her case, the following remedies are available: declarative and injunctive relief; actual damages; consequential damages; liquidated damage of three times his/her attorney's fees; court costs; and his/her attorney's fees.

**Provisions of Bloomington Municipal Code (BMC)
Amended by Ord 11-15
(Bringing Local Code into Compliance with SEA 292
which Prohibits Most Local Regulation of Guns)**

Strikeout= deleted text

Bold = new text

See BMC online at: <http://bloomington.in.gov/code/>

Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel,” Chapter 2.04 entitled “Common Council,” revises as follows:

2.04.030 - Duties of sergeant-at-arms.

The chief of police or his designee shall act as sergeant-at-arms. It shall be the duty of the sergeant-at-arms to preserve order in the council chambers under the direction of the presiding officer, ~~to request any person in attendance at a council meeting to surrender firearms and dangerous weapons during attendance at the meeting,~~ to act as messenger of the council under the direction of the city clerk by serving notices of special meetings upon council members, and to procure the attendance of absent members when a quorum is not present. **The sergeant-at-arms may request any person in attendance at a council meeting to surrender any dangerous weapon other than a firearm (as defined by the Indiana Code)**”. (Ord. 79-97 § 2 (part), 1979).

Inserts a new section which reads as follows:

2.04.225 - Intentional display of firearms prohibited

The intentional display of firearms is prohibited at any public meeting of the Council.

Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel,” Chapter 2.08 entitled “Executive Branch,”

Inserts a new part (14) to BMC 2.08.020 -General Provisions” which reads as follows:

(14) The intentional display of firearms is prohibited at any public meeting of the City’s boards, commissions and councils.

Title 11 of the Bloomington Municipal Code entitled “Lakes and Reservoirs,” Chapter 11.04, entitled “Lake Lemon, Article 1 entitled “Generally” which reads as follows:

11.04.050 - Use of firearms.

No person shall ~~carry~~, fire or discharge any firearm of any description within the limits of the lake, except law enforcement officers in the performance of their duties, except; however, that duly licensed hunters, licensed by the state and by the federal government, may hunt waterfowl during the time of each year, as designated for such hunting season. Recreational fishing, hunting and trapping is permitted, except in those areas near the spillway where watercraft are prohibited as marked by regulatory buoys. No person shall enter upon the waters of the lake for such purpose, or shoot over the waters of the lake unless he is the holder of a valid boat license of the city or the LLCD. (Ord. 06-09 § 2 (part), 2006: prior code § 29-11).

Title 11 of the Bloomington Municipal Code entitled “Lakes and Reservoirs,” Chapter 11.08, entitled “Griffy Lake,” Article IV entitled “Hunting and Trapping” which reads as follows:

11.08.300 - Hunting and trapping forbidden.

Since the Lake Griffy property is an urban area and heavily used for outdoor recreation and environmental education, the ~~use~~ **discharge** of firearms or **the use of** any other hunting or trapping apparatus is not compatible with the Griffy environs and shall therefore be prohibited. This includes Griffy Lake and lands immediately surrounding such lake and owned by the city. Hunting

and trapping may be permissible if used as an authorized management tool when the situation warrants and permission for this action is granted by the board of park commissioners. (Ord. 88-16 § 1 (part), 1988).

RESOLUTION 11-12

**TO APPROVE AN INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE CITY OF BLOOMINGTON AND
MONROE COUNTY, INDIANA
IN REGARDS TO 2011 EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT (JAG)
(To Purchase and Train Staff to Operate Polygraph Equipment)**

WHEREAS, the City of Bloomington and Monroe County are authorized by I.C. 36-1-7-1, *et seq.*, to enter into agreements for the joint exercise of their powers for the provision of services to the public; and

WHEREAS, this Interlocal Cooperation Agreement reflects the commitments and understandings agreed to by the governmental entities in order to efficiently and effectively utilize proceeds received from the 2011 Edward Byrne Memorial Justice Assistance Grant (JAG).

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

SECTION I. The Interlocal Cooperation Agreement between the City of Bloomington and Monroe County, Indiana in regards to 2011 Edward Byrne Memorial Justice Assistance Grant, a copy of which is attached hereto and made a part hereof, is hereby approved.

SECTION II. If any sections, sentence or 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 III. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2011.

SUSAN
Bloom

SANDBERG, President
ington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2011.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____,
2011.

MARK

KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This resolution approves the Interlocal Cooperation Agreement between the City of Bloomington and Monroe County, Indiana regarding the use of the \$40,317.00 2011 Edward Byrne Memorial Justice Assistance Grant. The Interlocal Agreement provides that the City and County will equally divide the funds and use their respective shares of the grant to purchase polygraph machines and to train one person from their respective departments on how to operate the polygraph machine.

MEMO:

To: Bloomington City Council
CC: Mark Kruzan, Mayor
Maria Heslin, Deputy Mayor
From: Patty Mulvihill, Assistant City Attorney
Date: August 29, 2011
Re: Resolution to Approve Interlocal for 2011 JAG

The City and the County were jointly awarded \$40,317.00 in grant funds from the federal government. The funds are to be utilized for public safety purposes. The County Sherriff's Department and the City's Police Department have determined that the best use of the funds will be for each Department to purchase its own polygraph machine and then to use the remaining money to train a member of each Department on how to use the polygraph machine. The \$40,317.00 will be divided equally between the two Departments. In order for the City and County to utilize all of the \$40,317.00, the County and the City need to enter into an interlocal agreement.

INTERLOCAL COOPERATION AGREEMENT
BETWEEN
THE CITY OF BLOOMINGTON AND
MONROE COUNTY, INDIANA
IN REGARDS TO 2011 EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT (JAG)

WHEREAS, Indiana Code § 36-1-7-1 *et seq.* permits governmental entities to jointly exercise powers through Interlocal Cooperation Agreements; and

WHEREAS, each governmental entity, in performing their governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and

WHEREAS, each governmental entity finds that the performance of this Interlocal Cooperation Agreement is in the best interests of both entities, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this Interlocal Cooperation Agreement; and

WHEREAS, this Interlocal Cooperation Agreement reflects the commitments and understandings agreed to by the governmental entities in order to efficiently and effectively utilize proceeds received from the 2011 Edward Byrne Memorial Justice Assistance Grant (JAG).

NOW, THEREFORE, City of Bloomington and Monroe County, Indiana, hereby agree as follows:

Section 1. Payment

The City of Bloomington (hereinafter, "City") agrees to pay Monroe County, Indiana (hereinafter, "County"), a total of \$20,158.50 of funds received from the Recovery Act: Justice Assistance Grant (hereinafter "JAG").

The City shall collect and deposit \$20,158.50 in JAG funds into its own account.

Section 2. Use of Funds

Both parties agree to use their respective funds to purchase a complete Polygraph System with associated hardware/software, the required laptop computer and accompanying systems. Funds shall also be used to pay for each party to train one member of its Department on how to use and interpret the Polygraph System; this shall include the costs of travel.

Section 3. Liability

Nothing in the performance of this Interlocal Cooperation Agreement (hereinafter, "Agreement") shall impose any liability for claims against either governmental entity other than claims for which liability may be imposed by the Indiana Tort Claims Act.

Section 4. Responsibility

Each entity to this Agreement shall be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 5. Commitment

The entities shall communicate and cooperate with one another to ensure that the purposes of this Agreement are achieved on behalf of and to the benefit of the publics they serve.

Section 6. Third Parties

The entities to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 7. Intent

By entering into this Agreement, the entities do not intend to create any obligations express or implied other than those set out herein. Further, this Agreement shall not create any rights in any party not a signatory hereto.

Section 8. Severability

If any provision of this Agreement is declared, by a court of competent jurisdiction, to be invalid, null, void or unenforceable, the remaining provisions shall not be affected and shall have full force and effect.

Section 9. Appropriation of Funds

The entities acknowledge and agree that the performance of this Agreement is subject to the appropriation of sufficient funds by JAG. The parties agree to make a good faith effort to obtain all necessary appropriations and to comply with all provisions of this Agreement to the extent feasible under current or future appropriations.

Approved this _____ day of _____, 2011, by the Monroe County, Indiana Commissioners:

MONROE COUNTY, INDIANA

ATTEST:

PATRICK STOFFERS, President
Monroe County Commissioners

AMY GERSTMAN, Auditor

IRIS F. KIESLING, Vice President
Monroe County Commissioners

MARK STOOPS, Commissioner
Monroe County Commissioners

Approved this _____ day of _____, 2011, by the City of
Bloomington Common Council.

Bloom

SUSAN SANDBERG, President
Bloomington Common Council

ATTEST:

REGINA

MOORE, Clerk

Approved this _____ day of _____, 2011, by the City of
Bloomington.

CITY OF BLOOMINGTON, INDIANA

ATTEST:

MARK KRUZAN, Mayor

REGINA MOORE, Clerk

In the Council Chambers of the Showers City Hall on Wednesday, April 20, 2011 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
April 20, 2011

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

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

The minutes of November 17, 2010 were approved with a spelling correction by a voice vote.

APPROVAL OF MINUTES

REPORTS:

Isabel Piedmont-Smith said she wanted to remind everyone of the upcoming Earth Day, which was started in 1971. She commented that we'd come a long way in actions towards recycling and in recognizing the effect humans have on the environment. She asked that everyone think about how they could change their own actions to produce less harm or more benefit for the environment.

- Council Members

Steve Volan said he was pleased to highlight reports from the mayor's office about House Bill 1543 which would eliminate the ability of municipalities to regulate residential leases. He said the effect on Bloomington would be devastating. He said the housing code currently enforced by the Housing and Neighborhood Development Office should be preserved.

The second item he mentioned was the new program created by the administration called NeighborLink, which he said was important because the constituents he represented in particular had expressed their concern that they needed a way to contact city officials about code violations or other issues or problems without feeling that they were being pests and without the need to call 911.

Tim Mayer noted the passing of Bill Cook and the influence Cook had in this community through his good works from his industry. He mentioned the Cochran House which the Cooks rehabilitated as well as all of the other historic preservation work they had done in Bloomington as well as other communities. He said that was only a small part of the many, many things the Cooks invested in our community.

Dave Rollo said that Bill Nesper from the League of American Bicyclists was in town the previous week to present several awards to Bloomington area businesses and individuals. The city received the Silver designation award, and Rollo reminded everyone that the city was on track to receive a Platinum designation.

Chris Sturbaum said another thank you to Bill Cook who he said was fond of saying that there was a role for private enterprise and for the government to interact. He added that this type of cooperation was why Bloomington was so successful.

Susan Sandberg said she wanted to talk about the local strains on the various funding sources for provision of social services funding including funding for the arts. She said the sad news was that the city's Jack Hopkins Fund had \$383,367 in requests, but only \$220,000 in funds to distribute.

Lisa Abbott, Director of HAND, City of Bloomington, presented information on House Bill 1543 designed to regulate residential inspection programs. Abbott said her department had several concerns

- Mayor And City Offices

with the new state regulations. The original Bloomington residential rental inspection program was adopted by Council in 1961 and amended nine times to ensure the code was current and up-to-date. As an example she cited action by the 1972 City Council to amend the Code to prohibit lead-based paint. Part of the amendment was eventually overturned by a law suit, but the part which was enacted prohibited painting and chipping paint due to health hazards. She added that six years later federal legislation prohibited lead-based paint, which was an example of how local legislation was more progressive and how the City Council had amended the Code to stay current.

- Mayor and City Offices
(Cont'd)

Abbott said that the proposed new state legislation intended to remove fees for the rental inspection program which generated fees of \$135,000.00 last year. That amount, she said, did not begin to cover the cost of the program. Abbott said the City of Bloomington heavily subsidized the program because of the great value it brings to the neighborhoods, the tenants and the state since it protects property values. She added that it was a worthy investment. The other concern, she expressed was that the legislation said the only things that could be investigated were those things that could be seen. She said she and Patti Mulvihill, City Legal had spent much time in discussions with the Senate Local Government Committee and as a result they ended up with legislation that was greatly amended with a provision that would allow the landlords to pass the fee along to the tenants. She said the bill was going back for consideration the next day and as with the past hearings, she would be in Indianapolis to learn what would happen. After passage in the Senate it would most likely need to be reconciled with the bill that passed the House. She said there were still opportunities for changes in the legislation and that she would continue to monitor the situation. She thanked Patti Mulvihill and Margie Rice from City Legal for their work in crafting effective arguments.

Sturbaum asked if she could still lobby House members who would be involved in the reconciliation. Abbott said it was possible, and that she had been working closely with the Indiana Association of Cities and Towns and the lobbyist from the Indiana Association of Community and Economic Development. She added that their belief was that local problems should be determined by local units of government and that the state should honor the home rule and allow Bloomington to create solutions for its own unique situations. She said this had been the premise of their argument, backed up with 50 years of example from Bloomington.

Piedmont-Smith asked how many other cities in Indiana had local rental inspection programs. Abbott said as of a year ago, there were 18.

Volan asked if this legislation was targeted at Bloomington, to which Abbott said she didn't think so, but rather was targeted at a couple of other communities and Bloomington got caught in it. She said she believed the people who favored the bill believed that local units of government were balancing their budgets with the rental inspection fees, which is what their arguments were in the Senate Budget Committee.

Sandberg said obviously the time for lobbying had passed since it was being voted on now, but asked who the major lobbying group was that moved to make this change.

Abbott said the major support for this came from the Indiana Apartment Association, but mentioned that the local Monroe County Apartment Association was not a member of the Indiana Apartment Association. She then read a statement issued by the local group:

“The Monroe County Apartment Association continues to be in favor of appropriate residential rental inspection programs recognizing that this position may be at odds with the currently proposed state legislation and the Indiana Apartment Association’s support of the legislation”.

- Mayor and City Offices
(Cont’d)

She said this demonstrated that the local organization understood the benefit of the Bloomington program. Abbott said that the people who had the fewest number of choices in our community were covered by programs like this rental inspection to help them.

Abbott and Vickie Provine, Neighborhood Liaison presented information on the new neighborhood code enforcement effort and the new NeighborLink Program in response to working with neighborhood complaints. She said the previous year they were fortunate enough to increase the compliance staff by one person which allowed them to take a look at the enforcement areas and ones that needed additional resources. She displayed a map that indicated where Notices of Violation were written between 2005 and 2010. She said the map showed that the downtown core area needed additional staff resources, prompting her to split the downtown area into a north and a south area. The NOV's were written for snow, trash, cans and excessive grass/weed growth. More than writing NOV's she said the additional staff allowed them to spend more time talking to the residents. She said she thought this had been an effective approach since the number of NOV's written last year was 89 but during the same time period this year only 28 were written. She said their approach was to educate and enforce in order for the neighborhoods to get the attention they need.

Provine, the HAND Liaison, thanked Steve Volan for his earlier introduction of the program and described NeighborLink, a program announced by Mayor Kruzan during his state of the city address earlier in the year. She said the program allowed residents to report violations, issues and questions through the city web site which also allowed the reporter to upload a file or image. She added that those without computers could call the City HAND Department to report or inquire.

Volan asked if the link was easy to find on the city’s front web page. Provine showed the icon on the front page that said NeighborLink.

There were no reports from council committee at this meeting.

COUNCIL COMMITTEES

Marc Haggerty talked about “Home Rule”, since it had been previously mentioned. He said one of the objectives of this activist community had been to prevent I-69 from coming through Bloomington. He also said that bulldozers and workers from INDOT were in Indian Creek Township taking down trees and entering private property. He said he was dissatisfied with the representation by his colleagues, friends, citizens, who were elected to office. He said he was appalled that the community had not been effective in preventing I-69 from coming through Bloomington. He asked his elected representatives to visit the federal executive offices, the offices that can control transportation initiatives, to oppose this action and the highway.

PUBLIC INPUT

George Brooks talked about economic issues. He wondered why it was when corporations had disgruntled shareholders or customers, they tried to shore up the relationships. But, he said disgruntled workers were treated less kindly. He said treating workers as well as shareholders were treated would create a healthy economy. He said that the public had said no to I-69, the NAFTA Highway, and suggested that current roads needed to be repaired rather than new roads built.

Kerry Thompson, Executive Director of Habitat for Humanity said rather than asking for money, she attended the meeting to present a

symbolic “check” to the city for \$310,298.66. She said this represented the amount of property taxes paid to the city by homeowners who were assisted with homes through Habitat for Humanity. She said Habitat for Humanity made home ownership affordable by taking citizens out of dilapidated or government assisted housing and making tax payers out of them. Thompson thanked the City of Bloomington for their partnership and introduced Trish Vosekas, a recent homeowner who thanked the council for the zoning that allowed her house to be built

Daniel McMullen thanked the Council for allowing the public the time to put their views on the record. He honored Thomas Jefferson’s birthday and read a portion of the Declaration of Independence that he thought could be used as a guiding principle to further the advancement of societies in the Middle East.

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

It was moved and seconded that Appropriation Ordinance 11-01 be introduced and read by title and synopsis. Deputy Clerk Wanzer read the legislation and synopsis, stating that there was no committee recommendation.

It was moved and seconded that Appropriation Ordinance 11-01 be adopted.

Mike Trexler, City Controller introduced Ray Hess from city planning who described a program which involved giving away bicycle lights to cyclists riding after dark without lights. Hess said riding without lights was a ticketable offense, but rather than ticket the riders, his staff worked with police officers to pull over the riders and install the lights during which time they also shared bicycle education tips and gave them safety brochures. He said the funding was donated by the Bloomington Bicycle Club as in years past.

Rollo asked about the procedure of pulling over bicyclists, and asked if Hess had any anecdotal stories about the experience. Hess said the police department was very supportive of this partnership. He said police and planning staff were both present to pull over the bicyclists. The first reaction was usually alarm at being pulled over by a police officer, but when riders realized they were getting free lights, their mood quickly changed, he said. He said that this was a targeted group that needed this service the most, since they were riding at night with no lights.

Volan asked if there was greater need than what could be served by this program. Hess said it was dependent on the year. In 2008, they ran out of lights, but in 2010 they didn’t use all of their lights, with the extras being put into this year’s supply. He said the hope was to provide lights twice, once in the spring and once in the fall.

There was no public comment on this item.

Satterfield congratulated Hess on a well thought-out program.

Mayer thanked Hess for all of the work he had done on bicycle usage and safety.

Rollo said he was very encouraged by the education, encouragement and enforcement aspect of this program, three of the criteria for certification levels of the League of American Bicyclists. He also said he was

BOARD AND COMMISSION APPOINTMENTS

LEGISLATION FOR SECOND READING

Appropriation Ordinance 11-01 To Specially Appropriate From The General Fund Expenditures Not Otherwise Appropriated (Appropriating A Grant From The Bloomington Bicycle Club To Fund The Bicycle Light Campaign)

delighted with the work of Ray Hess and Scott Robinson, as well as the Bloomington Bicycle Club for their generosity of this grant

Appropriation Ordinance 11-01 (Cont'd)

Appropriation Ordinance 11-01 received a roll call vote of Ayes: 8, Nays: 0.

There were no items for First Reading at this meeting.

LEGISLATION FOR FIRST READING

There were no public comments in this section of the meeting.

PUBLIC INPUT

Sandberg said there were only two council members who would attend the Council Internal Work session scheduled for Thursday to discuss seasonal hires, and wondered if Council would consider cancelling the meeting.

ADDITIONAL ACTION

It was moved and seconded that the Internal Work Session for April 21st be cancelled.

- Internal Work Session cancellation

Wisler said he supported the motion, but wondered who in the administration would be bringing this action forward because he would like to have a discussion about the proposed legislation. Council Administrator Sherman said he would report back with that information.

The motion to cancel the Internal Work session received a roll call vote of Ayes: 8, Nays: 0.

- Committee of the Whole cancellation

It was moved and seconded that the upcoming Committee of the Whole meeting for April 27th be canceled since there was no pending legislation for consideration.

The motion received a roll call vote of Ayes: 8, Nays: 0.

The meeting was adjourned at 8:38 pm.

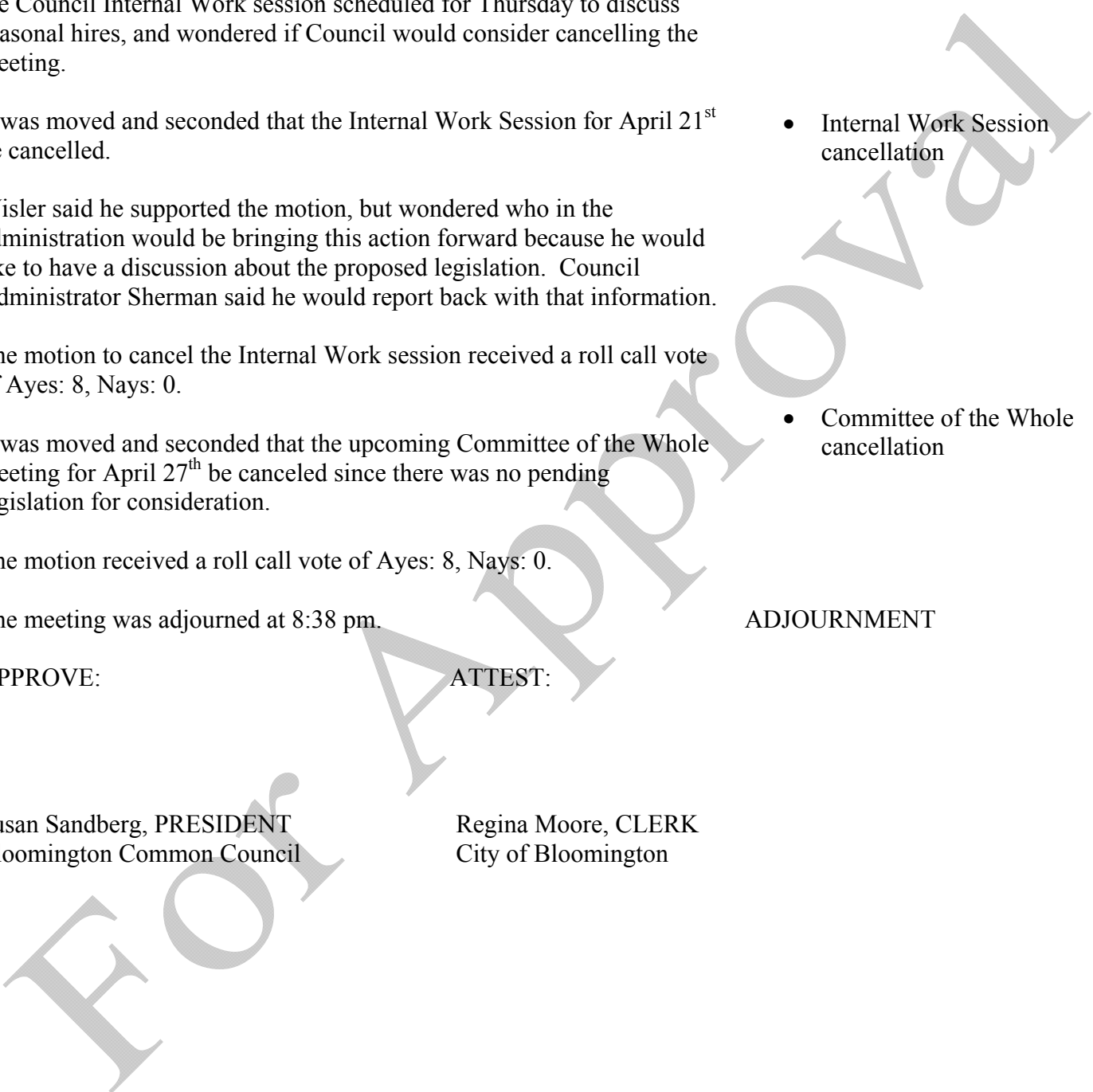
ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington



In the Council Chambers of the Showers City Hall on Wednesday, June 15, 2011 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
June 15, 2011

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

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

The minutes of March 2, 2011 (Regular Session) were approved by a voice vote.

APPROVAL OF MINUTES

Steve Volan announced that he had talked with officials from Tuscaloosa, Alabama, and noted that their population demographic was much like that of Bloomington. He reported that they had recently experienced a violent tornado. In the attempt to gather information about their 311 call line and implementation, Volan said he gained insight into how that city coped with this emergency, and added that it gave him pause to think of how our community manages emergencies.

REPORTS:
COUNCILMEMBERS

There was no report from the Mayor or any city offices at this meeting.

MAYOR and CITY OFFICES

There were no council committee reports at this meeting.

COUNCIL COMMITTEES

Sandberg explained the rules for public speaking at this meeting.

PUBLIC INPUT

Gabe Rivera commented rather extensively on drug prohibition and the futility of the war on drugs.

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

BOARD AND COMMISSION
APPOINTMENTS

It was moved and seconded that Resolution 11-09 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Jack Hopkins Social Services Funding Committee recommendation of 6-0.

LEGISLATION FOR SECOND
READING

Chris Sturbaum noted that his wife had made the presentation for the Futures Clinic, an applicant for the JHSSF, and to avoid any appearance of impropriety he, therefore, would not participate in the discussion or vote on this resolution. He then left the room.

Resolution 11-09 Authorizing the
Allocation of the Jack Hopkins Social
Services Program Funds for the Year
2011 and Other Related Matters

Sandberg acknowledged the work of the council and HAND staff and interns in the work of the committee. She then read the Jack Hopkins Committee report from the Chair Isabel Piedmont-Smith who was not in attendance. This letter was provided to all council members in the Legislative Packet for June 15, 2011.

Sandberg said it was a proud moment of her service to be able to provide funds to help in the missions of the social service agencies that work to help citizens out of poverty.

Sandberg asked Mayer to read the list of allocations. He read the allocations, agency receiving the funds and what the funds would be used for.

There were no comments from the staff to augment this presentation. There were no questions from the council to the staff on this legislation.

Scott Tibbs, city resident of Council District 1, objected to Planned Parenthood funding. He said they had billions of dollars of revenue and that they just wanted a political endorsement. He added that while Planned Parenthood's request was for funding of HIV test kits, they promoted the culture of promiscuity which promoted the spread of HIV. He also objected to the funding due to the fact that the organization performed abortions. He

thanked Wisler for his no votes on this issue during the years they had applied for these funds.

Eric Rasmusen said he knew that Planned Parenthood already provided HIV testing and that they didn't need this funding. He said this meeting was not the appropriate place to debate abortion, but that it was rude to give money for this. He likened this rudeness to serving pork at a dinner which Jewish and Muslim people attended. He added that there were other causes to fund and recommended that the council skip over this cause that was offensive to so many.

David Canfield, noting that he had a PhD from Indiana University, said he was a local business owner. He said that councilmember Ruff's statement from a previous year's Jack Hopkins meeting indicated that the Planned Parenthood request for funding for a piece of equipment was morally neutral. Canfield reminded the council that the Nazi medical experimentation had been universally condemned, even though some of it yielded potentially valuable scientific information. He noted that the immoral context of the experimentation brought about the condemnation.

Canfield said the ideological divide on this issue hinged on whether or not whatever was growing inside a womb was a human being, a person, and worthy of protection. He said that if humanity was conferred on the blob of tissue (sic) during the birth process, then those who held the pro-life position would be guilty of causing a woman an inconvenience by denying choice. If the fetus was person with rights before the birth process, then the pro-choice position holders would be guilty of murder. He said regardless of scientific evidence, the burden of proof on this issue remained on those who believed other than him.

Canfield proposed that the council give money to the organizations that were not involved in procedures that were detestable to fifty percent of taxpayers.

Josh Congrove identified himself as a recent IU PhD graduate and said he opposed the use of tax dollars funding Planned Parenthood. He said that Planned Parenthood mingled its reproductive services with abortion services, and therefore divested parents of the children it claimed to support and therefore destroyed the ones that government should protect and govern. He said that Planned Parenthood showed a rank disgust for inalienable rights because it covered up statutory rape and denied children the right to exist.

He said it was typical for them to ask for something innocuous in order to free up other money for other services. He called this a shell game. He said that funding from the city granted legitimacy and an imprimatur to procedures that some would consider criminal and barbaric. He said that this caused tax money to be turned into blood money. He concluded by saying that city money would grease the wheels and give financial solvency to crime. He said council members would be held accountable before citizens and then their eternal judge.

Sam Allison, Monroe County Council District 4 representative, noted that the pro-life movement had produced 17 attempted murders, 8 deaths, 41 bombing, and 153 incidents of assault or battery and yet no one has denied the pro-life movement the right to exist. He said that the pro-life movement had produced millions of dollars to defeat the pro-choice movement and that they could have used that money to help the poor and needy. He quoted the Bible referring to people selling their land and houses to give money to the Apostles to be distributed according to need. He said that to be consistent in applying the New Testament, one should think of this in socialistic terms and urged time to join the Socialist Party.

He urged folks to be consistent and quoted Luke 6:37 "Do not judge others, God will not judge you." He said that if this was applied to certain people, it should be applied across the board.

Tonia Matthew said that each year when the funding was publicized she was reminded of why she is a proud citizen of Bloomington, IN. She said it was wonderful that we consistently found the money to give to the needy.

Resolution 11-09 (cont'd)

She said it was particularly important in this year when state and federal cutbacks were making holes in the social network, and that we were filling those holes. She said that all organizations on the list were very worthy, but she was particularly pleased that eight of them were aimed at women and children as they were the hardest hit in the current budget crunches. She thanked the committee for their serious hard work, and said that compassion and care had been taken in making the choices. She said she was pleased to see that Planned Parenthood was supported by the Jack Hopkins Fund. She noted her use of the organization's services during a time she was not insured, and thanked the council for their support.

Brian Bailey said he was the father of 6 children with one more due to be born within the week. He said that the scripture quotes of the earlier speaker were prophesying falsely. He said that loving our neighbor did not include subsidizing their killing by other people. He said the reference to the quote of Acts was to let a private individual love and care for his neighbor, not to take property to give it to a cause that was detestable.

He said that the Indiana General Assembly had recently voted to cut off all state funding to Planned Parenthood and any group that performed abortions. He said that as a political subdivision of the state, the city council had no authority to fund Planned Parenthood. He cited the law and said the intent was clear that the law and policy was to not fund abortion providers. He said that despite the way the Jack Hopkins money had been disbursed in the past, this year was different because of that law.

Pedro Roman identified himself as a Monroe County Human Rights Commission member and President of the Indiana Latino Democratic Caucus. He expressed amusement with the fact that middle aged white men would tell women what to do with their lives and their bodies. He said that the rights of the mother prevailed over the rights of the fetus. He said that the cutting of funding from education, social services and welfare programs showed that the folks fighting against Planned Parenthood funding didn't really care about children once they are born. He said that their understanding of the scripture was twisted and heretical because of the Biblical translation they used. He said as a Catholic and Christian he was deeply insulted by this abhorrent use of scripture. He said that the HIV testing kits were needed to keep people from dying, not to kill people in a Nazi-like manner. He said the council had the authority to use the Jack Hopkins funds as they saw fit as they were elected because their values fit the community.

Merridee LaMantia identified herself as a long time Bloomington resident and thanked the committee for their work on dividing the limited funds for those in need. She asked if there was a way for the committee to verify for the public that the funds were spent the way that the money was intended. Sandberg referred her to Marilyn Patterson of the Housing and Neighborhood Development Department for the thorough answer. LaMantia said she supported the allocations as the committee recommended.

Andrew Henry identified himself as a Bloomington resident and an IU Alum. He referred to Roman's statement and said he couldn't understand Roman's opposition of the Pope's edict that Catholics had the obligation to protect life. He added that Planned Parenthood made a lot of money as a national organization while it had the audacity to ask for local funds. He said it boggled his mind that the council had voted to fund them year after year. He said the funds were requested under the guise of HIV testing when any funding freed up money to pay for abortion procedures. He said it was disingenuous for them to request the money as if they needed it, and he then asked the council not to give them their request.

Joanne Bunnage, Chair of Community and Family Resources Commission said she was proud of this work by the council and proud that the mayor had doubled the money in this fund as these actions reflected a city that cared about those whose voices were not heard. She said that as a woman she was pleased that agencies that have a record of service to issues

regarding women and children were included in the recommendations. She said that on the whole all the organizations do outstanding work, and the committee had determined the importance of funding by the process of evaluation. She said that we might not individually agree with every aspect of every organization, but on a whole, they were positive and that included Planned Parenthood. She thanked the council for having a member of the CFR Commission on the committee. She thanked the committee for making difficult decisions in the best interest of all citizens.

Paul Belcher noted that he was a Bloomington resident, a Christian and the father of two children. He referred to the rating score of the agencies as published on the council web page, and noted that the Planned Parenthood request for funds for HIV testing was ranked as 16th. He said that testing was already done without city funds, and he proposed that the funds for Planned Parenthood be given to those that ranked first, second, or third, so that they would be fully funded for their request, and not partially funded. He said that our community should be more concerned for the children than trees and wildlife. He urged the council to be a voice for the voiceless, the children, and to not fund Planned Parenthood.

Nicia Congrove identified herself as a resident of Bloomington, an IU graduate, an English teacher, a woman and a Hispanic. She said not just white males opposed Planned Parenthood funding as she had women friends who also were opposed. She said her primary opposition was that the child in the womb had unalienable rights. She asked that the council remember and consider those rights of the unborn children. She said we could not forget about the weak and helpless people.

Glorianne Leck said she was a resident of District 1, and said she was surprised that people were bringing religious values into the council chambers. She said that social services which dealt with folks in poverty had to exemplify sensitivity regardless of their religious beliefs. She noted that they provided essential services that people of privilege made as a matter of choice, and added that the role of government was to provide that opportunity for folks in poverty. She said that people of privilege take advantage of their opportunities in dealing with their sexuality, and that all people need to be able to take advantage of these opportunities. She added that religion had hidden sexuality and that some might object to funds given to religiously affiliated groups.

There were no more public statements or additional questions from the council. Sandberg asked if there were comments that the council members wanted to make at this time.

Volan said that this issue had brought forth well spoken, respectful comments. He said that the Greek word 'polis' was the origin of the terms we use today – politician, police, polite, politics. He said that he took exception to the linkage of politicians and corruption.

He added that it was easy to make assumptions about what other people believed but that this process was meant to forge agreements. He acknowledged that it didn't mean that everyone would agree with the decision.

He said that decisions made that day were affected by technology that didn't exist in past ages, and that fact needed to be considered in this day's governmental work. He thanked the council members who worked on the Jack Hopkins committee and said he would be endorsing their decision.

Wisler said this was always a difficult decision to make and he added that he appreciated all the hard work that went into making the recommendations for this funding. He noted he had never served on this committee and therefore was relegated to making the overall recommendation in the Resolution stage. He said that all of the agencies were good causes and that some of the agencies were ones he supported personally.

He added that the more difficult decision was determining need and getting the most impact from this allocation without funding ongoing

Resolution 11-09 (cont'd)

expenses of the agency. He noted that seven allocations were funding salaries in this recommendation, and said that was getting away from the initial criteria.

He said that a salary test could help determine need using not only the living wage criteria, but also taking a look at the six figure salaries that some organizations pay.

He added the pressure to spread out the money to help several organizations was counter to his preference for making more of an impact by funding fewer requests with a higher impact for those agencies. He said he would be voting no on this resolution.

Ruff thanked the community for the thoughtfulness and tone of the comments on this resolution. He said that the issue of partial or full funding for agencies was a regular part of the deliberations of the committee, and that the impact of partial funding was discussed with all agencies during the review process. He said the process was complicated as some aspects of a particular request would be more critical to the agency mission than other portions. He added that the percentage of total funding for an agency relative to their 'score' didn't always correlate perfectly.

Ruff said that although some might believe that this funding was a political issue, it wasn't one for him. He said the program was about helping agencies deliver important critical services to those in need, and that he saw them all alike in that endeavor. He added that funding was the limiting factor in how and if these services were delivered. He said that looking at how much money an agency raised or held should be considered with the demand for the service provided.

He thanked those who deliver services and the council members for their support.

Mayer thanked the committee members and staff for their work. He thanked the agencies for their applications and their understanding of the needs of the community. He said it made the job both easier and harder. He said he, as an elected official, had taken an oath to support the laws of the state of Indiana and the US Constitution, and said that he felt some elected officials in the state had a case of amnesia when it came to this regard.

Sandberg noted that this discussion had been done with safety, security and respect to all who came to speak their mind. She said she had heard from citizens about poverty and women's rights, equal opportunity and rule of law. She said that the job of the committee was to listen to both those inside and outside of this meeting.

She said that there would never be enough money in the JHSSF to adequately reach those who are struggling on the lowest rungs of the socio-economic ladder. She said that the council was on record as opposing HB1 that would cut social service programs because that cut at a national level would affect residents of Bloomington.

She said that she had worked in social services and child protective services and knew of what she spoke. She said she rankled at any charge that she or the council didn't have compassion for women in need. She said that this was about agencies who were dealing with the aftermath of ill conceived legislation coming from above. She said that the state statute mentioned in Mr. Bailey's statement did not pertain to the allocation of these funds and that the council was on firm ground with this resolution. She said that this was a compassionate community and that the Jack Hopkins Social Service Fund represented the best of Bloomington.

It was moved and seconded that Resolution 11-09 be adopted.

Resolution 11-09 received a roll call vote of Ayes: 5, Nays: 1 (Wisler). (Sturbaum did not deliberate or participate in this discussion.)

Clerk Moore read the following legislation by title and synopsis.

LEGISLATION FOR FIRST
READING

Ordinance 11-06 An Ordinance Approving the Issuance of Bonds of the Bloomington Redevelopment District, Acting in the Name of the City of Bloomington, Indiana, in and Amount Not to Exceed \$13,670,000 to Finance Acquisition of Real Estate and Construction of Certain Improvements in the Downtown Economic Development Area

Ordinance 11-06

Appropriation Ordinance 11-04 Authorizing an Additional Appropriation of Proceeds of City of Bloomington, Indiana, Redevelopment District Tax Increment Revenue Bonds of 2011 and Any Investment Earnings Thereon (To Spend Approximately \$13.67 Million to Acquire and Develop Approximately 12 Acres of Land in the Downtown Economic Development Area)

Appropriation Ordinance 11-04

It was moved and seconded that the council hold a special session on June 22nd to consider the Annual Tax Abatement Report. The motion was approved by a voice vote.

COUNCIL SCHEDULE

It was moved and seconded to cancel the Internal Work Session on June 17, 2011. The motion was approved by a voice vote.

PUBLIC INPUT

Scott Tibbs said it was shameful for an elected official to engage in character assignation and slander against his constituents, as he said happened earlier in the meeting. He said the person should be thrown out of office with extreme prejudice in 2014 and asked that the residents of County Council District 4 remember this well. He said terrorism and bombings have no place in the pro-life movement and it was shameful for pro-abortion politicians to paint the pro-life movement with the bloody brush of terrorists. He asked for the resignation of the elected official.

The meeting was adjourned at 9:15 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington

for approval

In the Council Chambers of the Showers City Hall on Wednesday, July 13, 2011 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
July 13, 2011

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

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION

It was moved and seconded that the minutes for the Special Session of June 22, 2011 be approved. The motion was approved by a voice vote.

APPROVAL OF MINUTES

Chris Sturbaum said he was happy to be alive in Bloomington, Indiana.

REPORTS:
COUNCILMEMBERS

Isabel Piedmont-Smith noted that it had been over a month since Lauren Spierer was reported missing from the downtown area. She said she wanted to add her concern to those of others, and urged anyone who knew what happened to step forward. She added her wishes and prayers to those of others for Lauren to be found.

Steve Volan showed the business plan of the Monroe County Solid Waste Management District and said it would be discussed at their board meeting on July 14, 2011 at 4 pm. He said it was the fourth attempt to create a viable plan for a Materials Recovery Facilities, and added that it was the best plan. He noted the plan was different than the District's practice of baling of all trash more than a decade before. He said this plan was to bale only recyclables with the exception of glass.

Mike Satterfield noted the weather was extraordinarily hot and asked citizens to keep an eye on their pets and make sure they had plenty of fresh water.

Tim Mayer said 'Happy Summer' to all, especially Council member Sturbaum.

Dave Rollo reported that the Joint City of Bloomington-Monroe County Deer Task Force had conducted a community outreach meeting and that there would be several more where the public could inform the task force of their interaction with deer, and where the task force could share the information that they've gathered. He encouraged citizens to attend.

Rollo announced that the prestigious Journal of Science had published an article entitled *Peak Oil Production May Already Be Here*. He said it was past time to prepare for higher prices and shortages, and added that he would be bringing this to attention during the budget hearings. He said he would address this issue further in future council comments.

Susan Sandberg announced that the City of Bloomington Budget Hearings would begin the following week. She said that this was an important week in prioritizing city expenditures.

There were no reports from the mayor or other offices at this meeting.

MAYOR and CITY OFFICES

There were no reports from council committees at this meeting.

COUNCIL COMMITTEES

Sandberg read the rules for public speaking at this meeting. She asked how many citizens would like to speak and noted that each would have four minutes at this time as 20 minutes were allowed at this time in the meeting for public comments.

PUBLIC INPUT

Bob Carnes of West 6th Street said that West Third Street was well behind schedule for the completion of the road's renovation. He said

that there needed to be a contract clause that penalizes contractors if work is not completed on time, or one that gives a bonus for completing the work ahead of time.

Bruce Anderson announced his lawsuit against the City of Bloomington in regards to Colonial Crest apartment issues and other matters. He read an environmental report on an apartment there. After being told his time had ended for public comment, he did not yield the podium; he was ruled out of order and was escorted from the council chambers at the request of President Sandberg.

Daniel Williams discussed the 911 texting issue and permutations of abuse of the communication. He questioned the need for this texting service, and said that the police should be consulted about the issue.

Daniel McMullen talked about the effects of drugs and drug trade on the city and young people.

Gabe Rivera spoke about ending the drug war during this meeting. He said that drugs were a problem around the world.

Chaim Julian spoke of a woman in Michigan jailed for growing vegetables in her front yard. He noted that Bloomington is not that kind of city.

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

BOARD AND COMMISSION APPOINTMENTS

There was no legislation for final action at this meeting.

LEGISLATION FOR SECOND READING

Ordinance 11-07 To Amend Title 15 of The Bloomington Municipal Code Entitled "Vehicles And Traffic" - Re: Various Changes, Including But Not Limited to, Creating a Schedule for Pedestrian Hybrid Beacon Signals (BMC 15.12.030 – Schedule D[2]), Lowering Speed Limits on Neighborhood Streets from 30 mph to 25 mph (BMC 15.24.020 – Schedule I), and Clarifying the Notice Period Before Cars May be Towed (BMC 15.48.010)

LEGISLATION FOR FIRST READING
Ordinance 11-07

Ordinance 11-08 To Vacate a Public Parcel - Re: An East/West Alley Right-of-Way and a Segment of North/South Alley Right-of-Way on the North Side of the 1900 Block of East Third Street Between Rose Avenue and Union Street (The Trustees of Indiana University, Petitioner)

Ordinance 11-08

Sandberg asked Dan Sherman, Council Attorney/Administrator to review the upcoming council schedule. No action was needed.

COUNCIL SCHEDULE

There was no public comment at this portion of the meeting.

PUBLIC INPUT

The meeting was adjourned at 8:25 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington