



City of Bloomington Common Council

Legislative Packet

Regular Session

06 April 2011

*Please consult both the 30 March 2011 [Legislative Packet](#) and
the 23 March 2011 [Legislative Packet](#)
for legislation and background material.*

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 Second Readings:

- **Ord 11-04** To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” - Re: The Repeal and Reenactment of Section 2.12.020 Entitled “The Bloomington Arts Commission”
Contact: Miah Michaelson at 349-3418 or michaelm@bloomington.in.gov

Please see the Council Legislative Packet for [23 March 2011](#) for the legislation, materials, and summary for the latter two ordinances

- **Res 11-05** To Maintain the Status of the Prospect Hill Conservation District as a Conservation District
Contact: Nancy Hiestand at 349-3507 or hiestann@bloomington.in.gov

Please see the Council Legislative Packet for [30 March 2011](#) for the legislation, materials, and summary for the latter two ordinances

- **Ord 11-03** To Amend Title 15 of the Bloomington Municipal Code Entitled “Vehicles and Traffic” (Two Signalized Intersections and Certain Items Deferred from Ord 10-15)
 - **Am 01** (Sturbaum – Converting 2-way stop at 4th and Maple to a 4-way stop)
 - **Am 02** (Piedmont-Smith – Correcting typographical errors in Sections 10 and 15)

Contact:

Ord - Susie Johnson at 349-3411 or johnsons@bloomington.in.gov

Am 01 - Chris Sturbuam at 349-3409 or sturbauc@bloomington.in.gov

Please see the Council Legislative Packet for [23 March 2011](#) for the legislation, materials, and summary for the latter two ordinances

Legislation and Background Material for First Reading:

- App Ord 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)
 - Memo to Council from Raymond Hess, Senior Transportation Planner; ApplicationContact: Raymond Hess at 349-3530 or hessr@bloomington.in.gov

Minutes from Regular Session:

None

Memo

Three Items (Along with Some Amendments) Ready for Second Readings and One Item Ready for First Reading at Regular Session on April 6th

There are three pieces of legislation ready for second readings and one piece of legislation ready for first reading next Wednesday. The first item for second reading is **Ord 11-04**, which amends Title 2 (Administration and Personnel to repeal and reenact the provisions creating the newly-renamed Bloomington Arts Commission). The second item is **Res 11-05**, which maintains the Prospect Hill Conservation District as a conservation district. The third item is **Ord 11-03**, which amends Title 15 (Vehicles and Traffic) and includes two amendments (included in this packet). Those items can be found online as indicated previously.

Along with those items, there is an appropriation ordinance ready for first reading. It can be found in this packet and is summarized below:

First Readings

App Ord 11-01 Authorizing \$1,500 Grant from the Bloomington Bicycle Club to Purchase Bike Lights for the Bloomington Light Safety Program

App Ord 11-01 appropriates a \$1,500 grant from the Bloomington Bicycle Club to purchase lights for the Bloomington Bike Light Campaign. According to the Memo from Raymond Hess, Senior Transportation Planner, the money will be used to buy 75 sets of front (white) and rear (red) lights from three local bike stores. These lights will be given away as part of the City's Bike Light Safety Campaign, which will be in its third year (after one in 2008 and another in 2010). The campaign involves a partnership between the Bloomington Police, Parks and Recreation and Planning departments where a pull-off along a popular bike route is set-up after dusk and bicyclists without adequate lighting are waved over, educated about lighting, and given a free set of lights. As Raymond says, this turns a "ticketable" moment into a "teachable" one.

In the past, Steve Cotter, Natural Resource Manager, Parks and Recreation department, has sought the annual grant for both bicycle safety equipment and Bloomington Bikes Week activities. This year, Planning sought \$1,500 for bicycle safety equipment and Parks and Recreation sought a grant for Bloomington Bikes Week activities, which will, in a large part, occur the week of May 16th, and a B-Line Trail Parade scheduled for September. That Parks and Recreation grant for \$990 will be authorized through the Parks Board and will not need to come to the Council.

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL REGULAR SESSION
7:30 P.M., WEDNESDAY, APRIL 06, 2011
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 N. MORTON ST.**

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES FOR: None

IV. REPORTS (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

1. Ordinance 11-04 To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” – Re: The Repeal and Reenactment of Section 2.12.020 entitled “The Bloomington Arts Commission”

Committee Recommendation: Do Pass 9 – 0 – 0

2. Resolution 11-05 To Maintain the Status of the Prospect Hill Conservation District as a Conservation District

Committee Recommendation: Do Pass 7 – 0 – 2

3. Ordinance 11-03 To Amend Title 15 of the Bloomington Municipal Code Entitled “Vehicles and Traffic” (Two Signalized Intersections and Certain Items Deferred from Ord 10-15)

Committee Recommendation: Do Pass 6 – 0 – 3

Amendment 01: Do Pass 4 – 1 – 4

Amendment 02: Do Pass 9 – 0 – 0

VII. LEGISLATION FOR FIRST READING

1. 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)

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

IX. COUNCIL SCHEDULE

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.



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

To: Council Members
From: Council Office
Re: Calendar for the Week of 04-09 April 2011

Monday, 04 April 2011

5:00 pm Redevelopment Commission, McCloskey
5:30 pm Bicycle and Pedestrian Safety Commission Work Session, Hooker Room
5:30 pm Plan Commission, Council Chambers
7:00 pm Arts Alliance of Greater Bloomington, McCloskey

Tuesday, 05 April 2011

1:00 pm Bloomington Multicultural Expo Meeting, Hooker Room
5:30 pm Bloomington Public Transportation Corporation, Public Transportation Center, 130 W Grimes Lane
5:30 pm Sister Cities International, Dunlap
7:30 pm Telecommunications Council, Council Chambers

Wednesday, 06 April 2011

12:00 noon Bloomington Urban Enterprise Association, McCloskey
2:00 pm Hearing Officer, Kelly
5:30 pm Commission on Hispanic and Latino Affairs, McCloskey
7:30 pm Common Council Regular Session, Council Chambers

Thursday, 07 April 2011

4:00 pm Bloomington Digital Underground Advisory Council, McCloskey
5:15 pm Solid Waste Management District Citizens Advisory Committee, Education Room, 3400 S Walnut St
5:30 pm Commission on the Status of Women, McCloskey

Friday, 08 April 2011

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

Saturday, 09 April 2011

8:00 am Bloomington Community Farmers' Market, Showers Common, 401 N. Morton

Posted and Distributed: Friday, 01 April 2011

***** Amendment Form *****

Ordinance #: 11-03
Amendment #: Am 01
Submitted By: Councilmember Sturbaum, District 1
Date: March 18, 2011

Proposed Amendment:

1. Ord 11-03 shall be amended by renumbering the current sections 18 and 19 as sections 20 and 21 respectively.

2. Ord 11-03 shall be further amended by inserting a new Section 18 which shall read as follows:

SECTION 18. Section 15.12.010 Schedule A – Stop Intersections shall be amended to delete the following:

STOP INTERSECTIONS

Traffic on	Shall Stop for Traffic on
Maple	Fourth Street

3. Ord 11-03 shall be further amended by inserting a new Section 19 which shall read as follows:

SECTION 19. Section 15.12.010 Schedule B – Multi-Stop Intersections shall be amended to add the following:

MULTI-STOP INTERSECTIONS

Fourth and Maple	4-Way
------------------	-------

Synopsis

This amendment is sponsored by Councilmember Sturbaum and proposes convert the intersection at Fourth and Maple from a 2-Way to a 4-Way stop. Please note that this proposal comes forward now because this is the first traffic ordinance to come forward after the proposal was considered and rejected by the Traffic Commission.

3/30/11 Committee Action: 4 (Sturbaum, Ruff, Sandberg & Piedmont-Smith)
– 1 (Volan)
- 4 (Wisler, Rollo, Mayer & Satterfield)

4/6/11 Regular Session Action: Pending

(March 30, 2011)

***** Amendment Form *****

Ordinance #: 11-03
Amendment #: Am 02
Submitted By: Councilmember Piedmont-Smith, District 5
Date: March 30, 2011

Proposed Amendment:

1. Section 10 of Ord 11-03 shall be amended by deleting and replacing part (c) which shall read as follows (see bold text for changes):

(c) Any bicycle parked in violation of this chapter or abandoned pursuant to section 15.56.095 is subject to impoundment. It is lawful for the city to remove locking devices in order to impound a bicycle. The City shall not **be** responsible for damage done to locks during impoundment.

2. Section 15 of Ord 11-03 shall be amended by striking the number “(25)” as it appears before the words “Liberty Drive” and replacing it with the number “(28)” so that the line now reads:

(28) 2000 South Liberty Drive

Synopsis

This amendment is sponsored by Councilmember Piedmont-Smith and corrects typographical errors in Sections 10 and 15.

Note the amendment was changed from March 30 to April 6th to correct the number of the amendment and the section in ordinance containing “Liberty Drive.”

3/30/11 Committee Action: 9 - 0
4/6/11 Regular Session Action: Pending

(March 30, 2011)

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)

WHEREAS, the Planning Department received a grant from the Bloomington Bicycle Club in March of 2011 to fund the bicycle light campaign and now wishes to expend that grant from the General Fund;

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

SECTION I. For the expenses of said municipal corporation, the following additional sums of money are hereby appropriated and ordered set apart from the funds herein named and for the purposes herein specified, subject to the laws governing the same:

	AMOUNT REQUESTED
General Fund – Planning	
Line 2420 – Other Supplies	\$ <u> 1,500.00</u>
	<u> </u>
Total General Fund – Planning	<u> 1,500.00</u>
	<u> </u>
Grand Total General Fund	<u> 1,500.00</u>
	<u> </u>
Grand Total All Funds	\$ <u> 1,500.00</u>

SECTION II. 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 by 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 appropriates a \$1,500 grant received by the Planning Department from the Bloomington Bicycle Club in March of 2011 to fund the bicycle light campaign.

MEMORANDUM



CITY OF BLOOMINGTON

To: City Council Members
From: Raymond Hess, Transportation Planner
Date: 3/18/11
Re: Re-appropriation for Bicycle Light Campaign

Background

In 2008, the Planning Department, Parks and Recreation Department, and the Police Department partnered on the City's first bike light campaign. The Parks and Recreation Department procured grant funding from the Bloomington Bicycle Club (BBC) and purchased bike lights as an event organized under Bloomington Bikes Week. The Planning Department and Police Department then collaborated on the distribution of lights. This was done by "staking-out" popular bike routes at night and stopping cyclists riding at night without proper lighting. The fully functional lights were mounted directly on the bicycles and City staff used the opportunity to educate bicyclists about proper and safe cycling techniques. Cyclists were also given informational materials about bicycling such as the Bloomington Bicycle Map and a brochure on cycling safety classes offered by the City.

The first year of the program was met with overwhelming success and was repeated again in 2010. The goal of creating a safer bicycling environment was achieved by targeting cyclists that demonstrated the highest need for the lights. It also provided staff an opportunity to discuss safety with bicyclists. Lastly, it helped strengthen the positive relationship between City personnel and the cycling community by turning a "ticketable offense" into a "teachable moment."

2011 Grant Award

In December 2010, the Planning Department applied for a \$1,500 grant to the Bloomington Bicycle Club to fund the bicycle light campaign (application attached). This differs from 2008 and 2010 because it is a stand alone-grant application instead of a part of the Bloomington Bikes Month grant application submitted by Parks and Recreation. The rationale for this was to expand the program and allow for the purchase of approximately 75 white headlight and 75 red taillights for bicycles. The Bloomington Bicycle Club deemed the project worthy and awarded the full request of \$1,500. No local match is required though it should be noted that City staff time will be dedicated to implement the bike light campaign in 2011.

Action Requested

City Council is requested to re-appropriate \$1,500 back to the Planning Department's budget. This request will fund the purchase of approximately 75 sets of bike lights from local bike shops to be used in a bike light campaign in 2011.

Attachment: 2011 Bike Light Campaign Application

Bloomington Bicycle Club, Inc.
2010 Grant Application
Submitted 12/22/10

Instructions: Complete all four sections in full. Attach additional pages or supporting documents as needed.

1. Organization Information

Organization Name: Bloomington Planning Department
Email address: hessr@bloomington.in.gov
Street Address: 401 N. Morton Street, Suite 160 PO Box 100
City: Bloomington
State: Indiana
Zip Code: 47402
Area Code & Telephone Number: (812)349-3530
Name of Contact Person: Raymond Hess
Project Title: Bike Light Safety Campaign

Please describe your organization and its purpose:

The Bloomington Planning Department is responsible for administering the policies, programs and regulations that manage the development of the Bloomington community. The Transportation Division of the Planning Department plans for both motorized and non-motorized modes of transportation. Specific to bicycling, the Planning Dept. developed and maintains the [Bloomington Bicycle and Pedestrian Transportation and Greenways System Plan](#), regularly conducts bicycle safety classes following the League of American Bicyclists' curriculum, conducts bicycle counts, helps manage the Safe Routes to School program, pursues "bicycle friendly" designations, and advocates for cycling considerations in City policies, projects, and practice.

2. Proposed Project Information

Project Name: Bike Light Safety Campaign
Project Date(s): April 2010, August 2010
Grant Amount Requested: \$1500
Number of people this project will benefit: 75 + direct beneficiaries.
County or counties in which the project is located/will take place: Monroe County

Please describe the nature, purpose and benefits of the project for which you are requesting support:

This grant request is to continue support for the City's successful Bike Light Safety Campaign. This program is a collaborative effort between the City's Planning, Parks & Recreation, and Police Departments to provide and install free front white and rear red bike lights to bicyclists riding bikes at night without lights.

City personnel, including uniformed police officers and League Cycling Instructors, are positioned along a popular bike route after dusk. Cyclists riding without adequate lighting are asked to pull over so that they may be given free lights. City staff talks to cyclists about cycling safety while the lights are installed. They are then provided with additional materials about biking safely in Bloomington. The program has been very well received in the past and has been covered in the [Herald Times](#). Due

to its success, the City wishes to expand the program with the purchase of more lights than in years past and schedule a second light distribution - one in the spring and one in the fall.

The benefits of the program are to encourage safe cycling practices. The visibility of bicyclists, especially at night or in inclement weather, is crucial to ensure safe interaction on the road between bicyclists and motorists. Bike lights are a demonstrated cost-effective way to make bicyclists more visible. The program is also designed to target a population which has a demonstrated need for the lights. Distribution of the lights at night ensures the lights will be put to good use by the cyclists who need them most.

3. Itemized Project Budget

Please be as specific as possible-- cite specific items, costs and place of purchase. List websites if appropriate. Your careful consideration of your budget allows us to distribute grant monies wisely.

Bloomington Bike Light Safety Campaign: Program Budget- BBC				
Event:	Item:	Quantity	Price	Cost
Bike Light Safety Campaign	Bike Light Sets (1 white front; 1 rear red)	75	\$20.00	\$1500.00
			Total Cost	\$1500.00

In an effort to support local business, all lights will be purchased from local bicycle shops (as was done in 2010). It is anticipated that 25 sets will be purchased from the Bicycle Garage, 25 sets from Revolution Bike and Bean, and 25 sets from Bikesmiths.

Previous Support from BBC

In 2008, BBC's support made possible the purchase of 50 sets of bike lights for the first Bloomington collaborative night cycling safety program, "Lights Not Strikes." Working cooperatively with the Bloomington Police Department, the program was able to directly educate urban riders at night while simultaneously equipping their bicycles with safety lights.

In 2010, the Bloomington Parks and Recreation Foundation received a \$1480 grant from the BBC for the 2010 Bloomington Bikes Week program. Included in this award was the purchase of 50 sets of bike lights. These lights were distributed in June 2010 by the Bloomington Planning Department and Bloomington Police Department with the help of the Bloomington Bicycle Club president.

The Bloomington Planning Department will assume responsibility of this program in 2011 and asks that the BBC consider its continued support for the Bike Light Safety Campaign.