



Packet Related Material

**Memo
Agenda
Calendar**

Notices and Agendas:

None

Legislation for Final Action:

Ord 05-05 To Vacate a Public Parcel - Re: A Right-of-Way Located at 600 West 6th Street Which Runs North /South Between 6th Street and 7th Street and Fairview Street and Jackson Street (Fairview United Methodist Church, Petitioner)

(Please see the packet distributed for the February 2, 2004 meeting for the legislation, summary and background material)

Contact: Lynne Friedmeyer at 349-3529 or friedmel@bloomington.in.gov

Ord 05-04 To Amend the Bloomington Zoning Maps from IL/IS to CG - Re: 1615 W. 3rd Street (Kenneth Nunn, Petitioner)

(Please see the packet distributed for the February 2, 2004 meeting for the legislation, summary and background material)

Contact: Jim Roach at 349-3527 or roachja@bloomington.in.gov

Ord 05-06 To Amend Title 8 of the Bloomington Municipal Code, Entitled "Historic Preservation and Protection" to Establish a Historic District - Re: "The Garton Farm" at 2820 - 2920 East 10th Street (Bloomington Restorations, Inc., Petitioner)

(Please see the packet distributed for the February 2, 2004 meeting for the legislation, summary and background material)

Contact: Nancy Hiestand at 349-3507 or hiestann@bloomington.in.gov

Ord 05-07 To Amend Title 8 of the Bloomington Municipal Code, Entitled "Historic Preservation and Protection" to Establish a Historic District - Re: "The Fleener Building" at 112 East 3rd Street (Bloomington Historic Preservation Commission, Petitioner)

(Please see the packet distributed for the February 2, 2004 meeting for the legislation, summary and background material)

Contact: Nancy Hiestand at 349-3507 or hiestann@bloomington.in.gov

Legislation and Background Material for First Reading:

App Ord 05-02 To Specially Appropriate from the Alternative Transportation Fund Expenditures Not Otherwise Appropriated (Appropriating Funds from the Alternative Transportation Fund for Projects Recommended by the Common Council Sidewalk Committee.)

- Memo from Daniel Sherman, Council Administrator/Attorney (*See link to Council Webpage for Sidewalk Report*)

Contact: Susan Clark at 349-3416 or clarks@bloomington.in.gov, or
Daniel Sherman at 349-3562 or shermand@bloomington.in.gov

Minutes from Regular Session:

None

Memo

**Four Items Scheduled for Final Action and One Item Ready for Introduction on
Wednesday, February 16, 2005**

There are four ordinances ready for final action and one appropriation ordinance ready for first reading next Wednesday. The four ordinances scheduled for final action can be found in the packet prepared for the February 2nd Regular Session and are listed above in the order in which they will appear on the agenda. Please note that one item (Ord 05-05) should be postponed for two weeks (see below). The new appropriation ordinance (App Ord 05-02) is summarized further in this memo and included in this packet.

**Postpone Action on Ord 05-05
(Vacation of Right of Way for Fairview United Methodist Church)
Until March 2, 2005
for a Legally-Advertised Public Hearing**

Please entertain a Motion to Postpone Action on **Ord 05-05** (Vacation of Right-of-Way for Fairview United Methodist Church) in order for the Clerk to publish notice of the remonstrance hearing required by statute. The representative of the petitioner is comfortable with the postponement, has a church meeting next Wednesday, and plans to be at the Council on March 2nd.

First Readings

App Ord 05-02 Appropriating \$135,424 from the Alternative Transportation Fund for Sidewalk Projects

App Ord 03-02 follows the recommendations of the Council Sidewalk Committee Report for 2005, which was approved by the Council on February 2, 2005. Each year the Sidewalk Committee files a report to the Council recommending use of appropriations from the Alternative Transportation Fund (Fund). The Fund was established in order to reduce the community's dependence on the automobile and receives surplus revenues from residential parking zone program. (See BMC 15.37.160)

In 2005, the City appropriated \$185,000 for alternative transportation projects. This was \$10,000 higher than in 2004 and left a balance of approximately \$148,777 of unencumbered monies in the Fund. The ordinance appropriates \$135,424 from the balance of the Alternative Transportation Fund for sidewalk projects. Many of these projects were approved last year, but had not progressed to the point of awarding a contract, constructing a sidewalk or otherwise spending the funds. At the end of the year, then, these monies reverted to the Fund and are now available for use.

The report can be found at:

<http://bloomington.in.gov/council/sidewalk.php>

and recommends funding the following projects:

2004 Proposals

- Sidewalk on Nancy Street from Ruby Lane to Marilyn Drive (west side) - \$45,627.52
- Sidewalk on Jefferson Street from 7th to 8th Street (east side) - \$114,000
- Sidewalk on Winfield Road from Fair Oaks Lane to existing Sidewalk south of Rechter Road (east side) - \$27,000 for labor
 - with cost of materials (approximately \$18,096) being contributed by the developer of the Renwick PUD (Winger/Stolberg)

2005 Proposals

- Sidewalk on Maxwell Lane from Clifton Sidepath to High Street (north side) - \$65,175
- Sidewalk on Queens Way from Chelsea to Sussex (south side) - \$35,729
- Design of sidewalk on Marilyn from Nancy Street to High Street (south side) - \$11,497.54
- Design for sidewalk on Roosevelt from 4th to 5th Street (east side) - \$6,395.62

**NOTICE AND AGENDA FOR
COMMON COUNCIL, REGULAR SESSION
7:30 P.M., WEDNESDAY, FEBRUARY 16, 2005
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 NORTH MORTON**

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES FOR: None

IV. REPORTS FROM:

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

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READING

1. Ordinance 05-05 To Vacate a Public Parcel - Re: A Right-of-Way Located at 600 West 6th Street which Runs North/South between 6th Street and 7th Street (Fairview United Methodist Church, Petitioner)

Committee Recommendation: 8 - 0

* *Motion to Postpone until March 2, 2005 Expected*

2. Ordinance 05-04 To Amend the Bloomington Zoning Maps from IL/IS to CG – Re: 1615 West 3rd Street (Ken Nunn, Petitioner)

Committee Recommendation: 6 - 0 - 2

3. Ordinance 05-06 To Amend Title 8 of the Bloomington Municipal Code, Entitled “Historic Preservation and Protection” to Establish a Historic District - Re: “The Garton Farm” at 2820 - 2920 East 10th Street (Bloomington Restorations, Inc., Petitioner)

Committee Recommendation: 8 - 0

4. Ordinance 05-07 To Amend Title 8 of the Bloomington Municipal Code, Entitled “Historic Preservation and Protection” to Establish a Historic District - Re: “The Fleener Building” at 112 East 3rd Street (Bloomington Historic Preservation Commission, Petitioner)

Committee Recommendation: 3 - 1 - 3

VII. LEGISLATION FOR FIRST READING

1. Appropriations Ordinance 05-02 To Specially Appropriate from the Alternative Transportation Fund Expenditures not Otherwise Appropriated (Appropriating Funds from the Alternative Transportation Fund for Projects Recommended by the Common Council Sidewalk Committee)

VIII. PRIVILEGE OF THE FLOOR (This section of the Agenda is limited to a maximum of 25 minutes. Each speaker is allotted 5 minutes.)

IX. ADJOURNMENT



Office of the Common Council
(812) 349-3409
Fax: (812) 349-3570
e-mail: council@bloomington.in.gov

To: Council Members
From: Council Office
Re: Calendar for the Week of February 14-18, 2005
Date: February 11, 2005

Monday, February 14, 2005

4:00 pm Community & Family Resources Commission, Hooker Room

Tuesday, February 15, 2005

12:00 pm Industrial Development Advisory Commission, Hooker Room
12:00 pm Plan Commission Lunch, Kelly
4:00 pm Board of Public Safety, 220 E. 3rd
5:30 pm Animal Control Commission, McCloskey
6:00 pm Homebuyers Club, McCloskey

Wednesday, February 16, 2005

9:30 am Tree Commission, Rose Hill, 930 W. 4th
2:00 pm Hearing Officer, Kelly
7:00 pm Council of Neighborhood Associations, McCloskey
7:30 pm Common Council, Regular Session, Council Chambers

Thursday, February 17, 2005

7:30 am Domestic Violence Taskforce, Hooker Room
8:00 am Housing Authority Board of Commissioners, Bloomington Housing Authority
Community Room, 1007 N. Summit
12:00 pm Martin Luther King, Jr. Birthday Commission, McCloskey
2:00 pm Utilities Service Board, Engineering Subcommittee, IU Research Park
3:30 pm Municipal Facilities Corporation, Hooker Room
5:30 pm Board of Zoning Appeals, Council Chambers
7:00 pm Environmental Commission, McCloskey

Friday, February 18, 2005

12:00 pm Economic Development Commission, Hooker Room
1:30 pm Human Rights Commission, Hooker Room

APPROPRIATION ORDINANCE 05-02

**TO SPECIALLY APPROPRIATE FROM THE ALTERNATIVE TRANSPORTATION
FUND EXPENDITURES NOT OTHERWISE APPROPRIATED
(Appropriating Funds from the Alternative Transportation Fund for Projects Recommended
by the Common Council Sidewalk Committee.)**

WHEREAS, the Common Council Sidewalk Committee concluded its 2005 recommendations for expenditures from the Alternative Transportation Fund; and

WHEREAS, the Common Council Sidewalk Committee has recommended projects that require funding in excess of the 2005 budgeted amount; and

WHEREAS, the Administration supports the recommendations made by the Common Council Sidewalk Committee; and

WHEREAS, the Administration finds that sufficient funds exist in the Alternative Transportation 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
Alternative Transportation Fund	
Line 54310 – Improvements Other Than Building	\$ <u>135,424</u>
Total Alternative Transportation Fund	<u>135,424</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 _____, 2005.

ANDY RUFF, 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 _____, 2005.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2005.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance appropriates monies from the Alternative Transportation Fund for projects recommended by the Common Council Sidewalk Committee, with support from the Administration.



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

To: Susan Clark, Controller
From: Daniel Sherman, Council Administrator/Attorney
Re: Appropriation from Alternative Transportation Fund
Date: February 4, 2005

The Council Office respectfully requests the appropriation of \$135,424 from the Alternative Transportation Fund for sidewalk projects in 2005. This request follows the decision of the Common Council on February 2, 2005 to approve the Council Sidewalk Committee Report for 2005.

The report can be found on the Common Council's webpage at:

<http://bloomington.in.gov/council/sidewalk.php>

and makes the following recommendations:

1. Allocate the \$185,000 of Alternative Transportation Funds appropriated in 2005 in the following manner:

\$185,000	Annual Appropriation
- \$15,000	Traffic Calming
<hr/>	
\$170,000	Sidewalk Projects

2. Use unspent and unencumbered Alternative Transportation Funds from previous years in the following manner:

\$148,400	Balance in ATF (<i>Note: Actual Balance is \$148,777</i>)
- \$135,424	Sidewalk Projects
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\$12,976	Reserve (<i>Note: Actual Reserve is \$13,353</i>)

3. Fund the following projects:

2004 Proposals

- Sidewalk on Nancy Street from Ruby Lane to Marilyn Drive (west side) - \$45,627.52

- Sidewalk on Jefferson Street from 7th to 8th Street (east side) - \$114,000
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