

In the Council Chambers of the Showers City Hall, Bloomington, Indiana on Wednesday, May 2, 2018 at 6:30pm with Council President Dorothy Granger presiding over a Regular Session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
May 2, 2018

Roll Call: Ruff, Sturbaum, Chopra, Piedmont-Smith, Granger, Volan, Sandberg, Sims, Rollo  
Members Absent: None

ROLL CALL [6:31pm]

Council President Dorothy Granger gave a summary of the agenda.

AGENDA SUMMATION [6:32pm]

Councilmember Isabel Piedmont-Smith moved and it was seconded to approve the minutes of January 17, 2018. The motion was approved by voice vote.

APPROVAL OF MINUTES [6:32pm]  
January 17, 2018 (Regular Session)

Piedmont-Smith moved and it was seconded to approve the minutes of March 21, 2018. The motion was approved by voice vote.

March 21, 2018 (Regular Session)

Granger said the city had started its budget process and encouraged people to stay engaged.

REPORTS

- COUNCIL MEMBERS  
[6:33pm]

Councilmember Allison Chopra noted that the eastside K-Mart store was set for development.

Councilmember Andy Ruff noted that due to the hard winter parts of the old brick roads had become visible.

Doris Sims, Director of the Housing and Neighborhood Development Department (HAND), presented the Annual Report of the Housing Development Fund (HDF) to the Council.

- The MAYOR AND CITY  
OFFICES [6:39pm]

Councilmember Dave Rollo asked what rates the city charged for refinancing loans.

D. Sims said the competitive rates were lower than what would be issued from a financial institution. She said in this case, the rate was 4%.

Councilmember Steve Volan asked if the HDF was a repository for funds and was not meant to be an endowment.

D. Sims said that was correct and that the purpose of the fund was to help developers bridge the funding gap they might have while building affordable housing in the community.

Volan asked if D. Sims foresaw the city depositing money into the fund or if it was just money from developers.

D. Sims said the city was looking into ways to fund the HDF.

Granger asked what fees could be used to fund the HDF.

D. Sims gave several examples, including application fees.

Chopra asked if 100% of the applicants were approved for additional funding and if there were any people who spoke to D. Sims about the process who did not apply.

D. Sims said all of the developers who spoke to her submitted an application.

Scott Robinson, Assistant Director of Planning and Transportation, introduced Eric Haggett of Desman Design Management. Haggett gave a report of the parking study and presented recommendations to the Council.

Granger asked how Desman worked with the city's Parking Commission.

Haggett said Desman met with the Commission when Desman was in town and that Desman received copies of the Commission's recommendations.

Rollo asked how Desman determined the proposed increases to the regular parking rate.

Haggett said Desman recommended using cost of living increases.

Rollo asked how often the rates should be increased.

Haggett said every three to four years.

Chopra asked if there were any suggestions regarding credit card fees.

Haggett said Desman did not have any specific recommendations.

Chopra asked if there were any plans regarding plug-in vehicles.

Haggett said Desman did not specifically make any recommendations for plug-in vehicles.

Volan asked if Desman suggested leaving the parking gates down on the garages during the free periods.

Haggett said there were benefits to doing so but leaving the gates down would discourage parking. He also said that people ran through the gates. Haggett noted that there was technology that allowed for counting without leaving the gates down.

Volan asked how Desman recommended decreasing reserved parking spaces.

Haggett said Desman would suggest a price increase first, followed by a physical reduction in the number of spaces.

Volan asked about the recommendation to replace single space meters in the lots with multi-space kiosks.

Haggett said the city could use some of its existing stock of kiosks for the lots. He noted that the meters in the surface lots had not been replaced at the same time as the rest of the meters in the city.

Volan asked for clarification on the church parking recommendations.

Haggett said signage would work. He said that Desman also strongly suggested a robust marketing program for any parking changes.

Volan asked if there were recommendations about the marketing campaign itself.

Haggett said Desman suggested starting a public campaign a few weeks in advance and said Desman could add that information to its report.

Councilmember Chris Sturbaum asked if a downtown shuttle was discussed and what times were suggested.

Haggett said that it was on the list and that the most economical use would be to start during the busiest times.

Rollo asked if the parking manager would be a new position or a consolidated function.

Haggett said that it should be a new position but it could be filled by someone who was already performing some of the parking duties. He said Desman did not make any suggestions as to who should fill the role.

Volan asked how much a shuttle service would cost.

Haggett said that he saw rates around \$40-\$50 per hour per bus.

There were no reports from Council Committees.

- The MAYOR AND CITY OFFICES (*cont'd*)

- COUNCIL COMMITTEES

Scott Wells spoke about corruption in county government.

- PUBLIC [7:26pm]

Mark Haggerty spoke about poor reporting in the newspaper regarding the opioid crisis. He also read a poem.

Tonia Matthews read a poem and provided several poems for the Councilmembers to read at a later time.

Jim Blickensdorf, Chair of the Parking Commission, spoke to the Council about the parking study and proposals from the Parking Commission.

Sturbaum moved and it was seconded to approve and ratify the following mayoral appointments to the Historic Preservation Committee (HPC). The names of the appointees were as follows and the term or terms were set forth in the document, which was prepared by the Office of the City Clerk and attached to the minutes. Lee Sandweiss, Doug Bruce, Chris Sturbaum, Sam DeSollar, John Saunders, Flavia Burrell, Jeff Goldin, and Leslie Abshier.

APPOINTMENTS TO BOARDS AND COMMISSIONS [7:36pm]

Piedmont-Smith asked if all of the appointees were from the Mayor.

Sturbaum said that was correct.

Piedmont-Smith asked if the only appointment made by the Council was Sturbaum.

Sturbaum said that he was a Mayoral appointment. He said that all of the Council appointments were advisory members only.

Piedmont-Smith asked what would happen if the Council did not approve a Mayoral appointment.

Sturbaum said that the person would not be allowed to serve on the commission.

Piedmont-Smith asked if the Council had veto power.

Sturbaum said that was correct.

Volan asked if there was a Council Ex-Officio position on the HPC that the Mayor had to fill.

Sturbaum said there was not.

Volan asked if the statute was new or if it was something that the Council had not been acting on.

Sturbaum said it was an old statute that the Council used to act on and then fell out of practice.

Volan asked if Interview Team A would bring concerns regarding the Mayor's appointments to the rest of the Council.

Sturbaum said yes.

Granger asked if the eight members constituted the full membership of the HPC.

Sturbaum said there was one Mayoral vacancy and several Council advisory positions.

Volan asked when the appointments expired.

Sturbaum said the appointments were staggered.

Chopra said that the non-approvals were inadvertent on the part of the Council.

Sturbaum said it was good work by the Clerk's office to catch the issue.

Piedmont-Smith asked if OnBoard could be updated to reflect which seats were voting members.

City Clerk Nicole Bolden said that she would reach out to the ITS department for that request.

The motion to approve the Mayoral appointments to the Historic Preservation Commission received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Resolution 18-08 be introduced and read by title and synopsis only. The motion was approved by voice vote. Bolden read the legislation by title and synopsis.

Volan moved and it was seconded that Resolution 18-08 be adopted.

Piedmont-Smith noted that there was a typographical error in the synopsis, which was corrected by Clerk Bolden as she read it out loud.

Philippa Guthrie, Corporation Counsel, presented the legislation.

Granger asked if the version of the agreement being presented had been approved by the County.

Guthrie said that was correct and that it had been signed by the Mayor already. She said that it was the same as the previous year's agreement with only a change in dates.

There was no public comment.

Piedmont-Smith said it was too bad there was not a waiver process for affordable housing petitions but noted it would not be too long before the city revisited the issue. She said she would approve the legislation.

Guthrie said there were some fees that could be waived but they were in a different provision.

The motion to adopt Resolution 18-08 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Appropriation Ordinance 18-01 be introduced and read by title and synopsis only. The motion was approved by voice vote. Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 3, Nays: 1, Abstain: 3 for the Appropriation Ordinance as amended. The committee recommendation for Amendment 01 was Ayes: 7, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Appropriation Ordinance 18-01 be adopted.

Jeff Underwood, Controller, presented the legislation to the Council. He noted that the meeting that night also served as the public hearing as required by the Department of Local Government Finance and was duly advertised in the newspaper.

## APPOINTMENTS TO BOARDS AND COMMISSIONS (*cont'd*)

Vote to approve the Mayoral appointments [7:45pm]

## LEGISLATION FOR SECOND READING AND RESOLUTIONS [7:45pm]

Resolution 18-08 -To Amend Resolution 18-05 Which Approved An Interlocal Cooperation Agreement Between the City of Bloomington and Monroe County, Indiana Regarding Building Code Authority (To Reconcile Two Versions of the Agreement)

Council Questions:

Public Comment:

Council Comment:

Vote on Resolution 18-08 [7:51pm]

Appropriation Ordinance 18-01 - To Specially Appropriate From the General Fund, Parks General Fund, Local Road & Street Fund, Parking Meter Fund, Jack Hopkins Social Services Funding Program Fund, and Vehicle Replacement Fund Expenditures Not Otherwise Appropriated (Appropriating a Portion of the Amount of Funds Reverted to Various City Funds the End of 2017 for Unmet Need in 2018)

Volan asked about the capital replacement fund in the Controller's office.

Appropriation Ordinance 18-01  
(cont'd)

Council Questions:

Underwood explained that the funds would be used to replace the vehicles with the highest priority citywide. He said the Controller's office was trying to ascertain which vehicles needed to be replaced. He said the goal was to replace as many vehicles as possible.

Rollo asked about the lifespan of the HVAC system for the building.

Underwood said that it was typically a 10-15 year life cycle for the system.

Rollo asked for a follow-up report with the efficiency gains in the future.

Underwood said the city was continuing to try to increase the efficiency of the building.

Chopra asked if the Community and Family Resources Department (CFRD) diversity training could be expanded to the entire city.

Underwood said that the training was for the entire city, and that the CFRD staff was going to assist the Human Resources Department.

Chopra asked if it would include implicit bias training.

Underwood said that it would. He noted that there had also been requests for training from the Police Department.

Chopra asked if the \$57,000 requested by the Fire Department (BFD) would be enough for the requested building updates.

Underwood said there was not a specific major project but several smaller ones.

Piedmont-Smith asked if it was the only opportunity for the Council to appropriate reversion funds.

Underwood said that it was not and that the funds would reside in the general fund.

Granger asked about the three vehicles listed for replacement under the parking meter fund.

Underwood said they were the last three vehicles in that fleet that needed to be replaced.

Granger asked how trailers, barricades, and other miscellaneous equipment were appropriate to purchase out of that fund.

Underwood said they would be used for school crossings or for parking issues within two blocks of the parking meter zone.

Volan asked if the \$57,000 requested by BFD was the entirety of the needed repairs or if it was in addition to previously requested funds.

Underwood said it was to supplement funds in the capital replacement budget for 2018.

Granger asked if the \$14,000 transfer from HAND to the Jack Hopkins Fund was from 2017.

Underwood said that was correct.

Rollo asked about grant funding that was listed for Animal Care and Control.

Underwood explained that it was funding that had been received late in 2017 but never appropriated.

Rollo asked if it was a grant that Animal Care and Control could apply for again.

Underwood said that the department was always looking for additional funding.

Granger asked why there was always money left over that could be appropriated.

Appropriation Ordinance 18-01  
(cont'd)

Underwood explained that the budget was produced 18 months ahead. He noted that personnel and prices changed constantly and the city would likely never see a perfect budget to the dollar.

Granger asked if \$2 million was an unusual amount for reversions.

Underwood said that it was not.

Volan moved and it was seconded that Amendment 02 to Appropriation Ordinance 18-01 be adopted.

Amendment 02 to Appropriatic  
Ordinance 18-01

Amendment 02 Synopsis: Cm. Sims is married to one of the department heads in the City. This motion was prepared by the Council Office in order to allow Cm. Sims to participate in the consideration of this appropriation ordinance without having to vote on the appropriation for his wife's department. It divides the ordinance into two parts: First, the Council will vote on the entire appropriation ordinance except for the General Fund appropriation for the HAND department- (Part 1). If that vote fails, then the appropriation ordinance is defeated. If that vote passes, then Part 1 of the appropriation ordinance will be recorded as passed and the Council will consider the rest of the legislation. In that regard, the Council will vote on the General Fund appropriation for the HAND department- (Part 2). If that vote succeeds, then Part 2 of the appropriation ordinance will be recorded as passed. But if that vote fails, then then Part 2 of the appropriation ordinance will be recorded as defeated and the applicable totals shall be adjusted accordingly.

There was no public comment.

Public Comment:

The motion to adopt Amendment 02 to Appropriation Ordinance 18-01 received a roll call vote of Ayes: 8, Nays: 0, Abstain: 1 (Sims).

Vote on Amendment 02 to  
Appropriation Ordinance 18-01  
[8:13pm]

Piedmont-Smith moved and it was seconded that Amendment 01 to Appropriation Ordinance 18-01 be adopted.

Amendment 01 to Appropriation  
Ordinance 18-01

Amendment 01 Synopsis: This amendment is sponsored by Cm. Piedmont-Smith and corrects some typographical errors in two of the whereas clauses for this appropriation ordinance. Note: This amendment was amended at the Committee of the Whole to correct a typographical error in the first Whereas Clause.

There was no public comment.

Public Comment:

The motion to adopt Amendment 01 to Appropriation Ordinance 18-01 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote on Amendment 01 to  
Appropriation Ordinance 18-01  
[8:14pm]

There was no public comment.

Public Comment:

Piedmont-Smith said she was glad it was not the only opportunity for appropriating reversion funds because she felt the Parking Commission and the Desman consultants had made a strong case for adding a head of parking operations. She did not think the city should wait to make that position until 2019. She said she was happy to see money saved and that there were good initiatives listed for the reversion funds.

Council Comment:

Councilmember Susan Sandberg said she was glad to see the reversions and asked the Parks and Recreation Department to make the Buskirk-Chumley Theater a priority in the future.

Appropriation Ordinance 18-01  
(cont'd)

Volan thanked Underwood again for the additional detail and said he was encouraged to hear that the city was moving toward program budgeting.

The motion to adopt Part One of Appropriation Ordinance 18-01 as amended received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote on Part One of Appropriation Ordinance 18-01 [8:18pm]

The motion to adopt Part Two of Appropriation Ordinance 18-01 as amended received a roll call vote of Ayes: 8, Nays: 0, Abstain: 1 (Sims).

Vote on Part Two of Appropriation Ordinance 18-01 [8:18pm]

There was no public comment.

Public Comment:

Volan moved and it was seconded that Appropriation Ordinance 18-02 be introduced and read by title and synopsis only. The motion was approved by voice vote. Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 7, Nays: 0, Abstain: 0.

Appropriation Ordinance 18-02 -  
Additional Appropriation for  
Bloomington Transportation  
Corporation for 2018 (for Two  
Buses and Studies)

Volan moved and it was seconded that Appropriation Ordinance 18-02 be adopted.

Lew May, Director of Bloomington Transit, presented the legislation to the Council.

Rollo asked if there were other buses that were nearing retirement and would be eligible for federal support.

Council Questions:

May said there was an ongoing replacement cycle for the fleet. He said Transit had additional buses that were due for replacement over the next three years and Transit would pursue federal grants for the expenses.

Rollo asked what happened to the old vehicles.

May said that they were usually sold at auction.

Piedmont-Smith asked if all the buses except those for Routes 6 and 9 were hybrid vehicles.

May said that about eight buses of the fleet were hybrid vehicles. He noted that they did not run the hybrids on Routes 6 and 9 because the buses were too high to pass under the 10<sup>th</sup> Street railroad overpass.

Piedmont-Smith asked why they were not being used everywhere possible.

May said that was a policy decision that they were looking into because the technology was evolving rapidly.

Piedmont-Smith asked if the city was investing in old technology.

May said the diesel vehicles were purchased for the routes that had overpasses. He said the hybrid vehicles would not fit under the railroad overpass.

Volan asked if Bloomington Transit could operate a downtown shuttle for the city.

Appropriation Ordinance 18-02  
(cont'd)

May said that he would love to discuss it with the city and had discussed it several times over the years.

Volan asked if there was any reason to use a different company.

May said that outsourcing was an option that could save money but he thought Bloomington Transit was the best choice.

Sturbaum asked if a shuttle would allow access to different types of funding.

May said he was not aware of grants for operating costs but there might be a few for capital costs.

There was no public comment.

Public Comment:

Volan said that May had done a great job of finding additional funding. He noted that funds for a downtown shuttle could come from several different sources.

Council Comment:

Rollo congratulated May on finding the additional funding.

The motion to adopt Appropriation Ordinance 18-02 received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0.

Vote on Appropriation Ordinance 18-02 [8:35pm]

There was no legislation for first reading.

LEGISLATION FOR FIRST READING

Larry Barker spoke in opposition to JB's Salvage adding a trash transfer station.

ADDITIONAL PUBLIC COMMENT  
[8:35pm]

Gene DeFelice spoke in opposition to JB's Salvage adding a trash transfer station.

Volan moved and it was seconded that the rule outlined in the Council's 2008 Travel Policies allowing an individual Councilmember to use no more than \$1,050 in travel money in any one year be suspended to allow Councilmember Sturbaum to use \$1,600 that year to attend the Conference on New Urbanism Conference in Savannah. With this motion, the Council expected that Councilmember Sturbaum would report back to the Council on what he learned at the conference.

COUNCIL SCHEDULE [8:44pm]

The motion received a roll call vote of Ayes: 8, Nays: 0, Abstain: 1 (Sturbaum).

Vote to suspend rules [8:51pm]

Rollo moved and it was seconded to cancel the Internal Work Session scheduled for Friday, May 4, 2018. The motion was approved by voice vote.

Vote to cancel Internal Work Session [8:52pm]

Volan moved and it was seconded to cancel the Committee of the Whole meeting scheduled for Wednesday, May 6, 2018. The motion was approved by voice vote.

Vote to cancel Committee of the Whole [8:52pm]

The meeting was adjourned at 8:52pm.

ADJOURNMENT



APPROVED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this 30<sup>th</sup> day of May, 2018.

APPROVE:

ATTEST:

Isabel Piedmont-Smith

~~Dorothy Granger~~, PRESIDENT  
Bloomington Common Council

Isabel Piedmont-Smith, Vice Pres.

N. Bolden

Nicole Bolden, CLERK  
City of Bloomington