

# City of Bloomington Common Council

## LEGISLATIVE PACKET

**Wednesday, 06 May 2020**

*Regular Session*

*Starting at 6:30 PM*

Legislation and background material on Appropriation Ordinance 20-02,  
Ordinance 20-08, and Resolution 20-06 are contained herein

*\*Please see the note on the [Agenda](#) addressing public meetings during the public health emergency\**

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

City of  
Bloomington  
Indiana



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Post Office Box 100  
Bloomington, Indiana 47402

Office of the Common Council  
(812) 349-3409  
Fax: (812) 349-3570  
email: [council@bloomington.in.gov](mailto:council@bloomington.in.gov)

To: Council Members  
From: Council Office  
Re: Weekly Packet  
Date: 6 May 2020

## LEGISLATIVE PACKET CONTENTS

### REGULAR SESSION

WEDNESDAY, 6 MAY 2020 [6:30 PM]

- Memo from Council Office
- Agenda – Regular Session
- Notice re: Regular Session to be held remotely – Zoom meeting link:  
<https://bloomington.zoom.us/j/94602900418>
- Notice re: Work Session to be held remotely – Zoom meeting link:  
<https://bloomington.zoom.us/j/91152106511?pwd=SFZ3Yk900VluQ3ozUEdDaTcrK2hrQT09>

#### ***Regular Session –***

#### ***First Reading (materials contained herein)***

- **Appropriation Ordinance 20-02** – To Specially Appropriate from the Local Income Tax Special Distribution Fund, Motor Vehicle Highway Fund, Motor Vehicle Highway Restricted Fund, and Cumulative Capital Development Fund Expenditures Not Otherwise Appropriated
  - Memo to the Council – Jeff McMillian, Deputy Controller
  - Map of Sare Road Multiuse Path and Intersection Improvements Project and link to City webpage on this project  
*Contact: Jeff McMillian at 812-349-3412, mcmillij@bloomington.in.gov*
- **Ordinance 20-08** - An Ordinance to Amend Ordinance 19-21, which Fixed Salaries for Appointed Officers, Non-Union, and A.F.S.C.M.E. Employees for All the Departments of the City for the Year 2020 - Re: Adding a Position in the Information and Technology Services Department and Changing the Title in One Position and the Grade in another Position for Two Divisions within the Police Department
  - Memo to Council – Caroline Shaw, Director, Human Resources Department  
*Contact: Caroline Shaw at 812-349-3404, shawcaro@bloomington.in.gov*

#### ***Second Readings and Resolutions (materials contained herein)***

- **Resolution 20-06** Denouncing and Condemning White Nationalism and White Supremacy
  - In lieu of a memo to the Council, the sponsor asks that readers please refer to the text of the resolution, which speaks for itself.  
*Contact: Councilmember Jim Sims at 812-349-3409, simsj@bloomington.in.gov*

**PRELIMINARY MATTERS – REMINDERS FOR THE WEEK, ETC.**

May 4, 2020 at 6:00 p.m. – Jack Hopkins Social Services Funding Committee – at:  
<https://bloomington.zoom.us/j/91991129037>

May 6, 2020 at 6:30 p.m. – Common Council Regular Session – at:  
<https://bloomington.zoom.us/j/94602900418>

May 8, 2020 at 12 noon – Common Council Work Session – at:  
<https://bloomington.zoom.us/j/91152106511?pwd=SFZ3Yk90OVluQ3ozUEdDaTcrK2hrQT09>

**REGULAR SESSION – FIRST AND SECOND READING – NEW MATERIALS - SUMMARY**

**Item 1:**

**Appropriation Ordinance 20-02 – To Specially Appropriate from the Local Income Tax Special Distribution Fund, Motor Vehicle Highway Fund, Motor Vehicle Highway Restricted Fund, and Cumulative Capital Development Fund Expenditures Not Otherwise Appropriated**

Unlike the last four years at about this time, the Council is not being asked to consider a reversion appropriation ordinance. These reversion ordinances have used about half of the reversions from the previous year to address the requests from the various departments and the other half to address City-wide priorities. It appears that this absence is out of the concern for the effect the COVID-19 emergency will have on City revenues, but that having already collected those requests, the Administration may be propose a reversion ordinance later in the year.

According to the memo from, and conversations with, Jeff McMillian, Deputy Controller, this appropriation ordinance:

- Appropriates \$900,000 from the Local Income Tax (LIT) Special Distribution Fund as part of the local match for an Indiana Department of Transportation (INDOT) grant for the Sare Road Multiuse Path and Intersection Improvements project. *Please note that this is the only appropriation of previously unbudgeted funds in this ordinance.*
- Transfers \$1,731,205 from the three categories in Motor Vehicle Highway Fund to the same three categories in the Restricted Motor Vehicle Highway Fund at the direction of the State to better track the statutorily prescribed uses for those funds; and
- Transfers \$386,000 in the Cumulative Capital Development Fund from Category 2 (Supplies) to Category 4 (Capital) to provide funds for the College Mall Road paving project.

**Appropriating \$900,000 from the LIT Special Distribution Fund to Help Provide Local Match for the Sare Multiuse Path and Intersection Improvements Project**

According to the McMillian’s memo, the Local Income Tax (LIT) Special Distribution Fund receives supplemental distributions that have accumulated at the State in excess of annual projections. As a result of a change in law in 2016 (P.L. 126-2016), the threshold at which that excess must be

distributed was lowered from 50% to 15%. The law also required that counties, cities, and towns must use 75% of those funds for local road construction, maintenance, or repair, or deposit the funds in the Rainy Day Fund for later use for that purpose.<sup>1</sup> According to McMillian, the balance in this fund at the end of March was about \$2,335,025 and this will be only the second appropriation from the fund.<sup>2</sup>

<b>Local Match</b>	<b>Local Match</b>	<b>Local Match</b>	<b>Local Match</b>	<b>INDOT</b>	<b>Total Cost</b>	<b>Changes</b>
		<b>- Changes</b>	<b>- Total</b>		<b>of Project</b>	<b>Orders</b>
2016 GO Bonds B	288,274.05		288,274.05		288,274.05	
INDOT				1,792,752.61	1,792,752.61	
LIT	751,073.34	148,926.66	900,000.00		751,073.34	148,926.66
<b>Total</b>	<b>1,039,347.39</b>	<b>148,926.66</b>	<b>1,188,274.05</b>	<b>1,792,752.61</b>	<b>2,832,100.00</b>	<b>148,926.66</b>

The \$900,000 appropriation from the LIT Special Distribution Fund helps provide the local match for INDOT / Metropolitan Planning Organization (MPO) Sare Road Multiuse Path and Intersection Improvements Project. Here is a breakdown of the funding for the project provided by Jeff McMillian:

For more on the nature and scope of this project, please see this link:  
<https://bloomington.in.gov/engineering/projects/sarepath>.

Establishing a Restricted Sub-Fund within the Motor Vehicle Highway Fund (MVH) and Transferring \$1,731,205 from One to the Other in Compliance with State Examiner Directive

As stated in the Synopsis, this “transfer of \$1,731,205 from the MVH to the MVH-Restricted Fund is the result of a State Examiner directive (2018-2),<sup>3</sup> which implements House Enrolled Act 1002-2017 and House Enrolled Act 1290-2018. These acts restrict local use of at least 50% of the distributions from State Motor Vehicle Account for the construction, reconstruction, and preservation of highways. The State Examiner directive requires counties, cities, and towns to create this new, MVH-Restricted sub-fund to better manage and account of these statutorily restricted funds.”

Transferring \$386,000 from Category 2 (Supplies) to Category 4 (Capital) in the Cumulative Capital Development Fund for Local Match for the College Mall Road Paving Project

Lastly, this ordinance transfers \$386,000 within the Cumulative Capital Development Fund from Category 2 (Supplies) to Category 4 (Capital), to provide local match for the paving of College Mall Road from East 3<sup>rd</sup> Street to Moores Pike. As McMillian mentions in his memo, Category 2 includes allocations for salt and asphalt and, depending upon the severity of the winters, funds from one purpose will be shifted to the other. Given the mild winter this year, funds will not be needed for salt, but because of an opportunity for leveraging State funds, instead of going towards asphalt, this ordinance transfers funds to Category 4 (Capital), where it can be applied to this paving project.

<sup>1</sup> Please note that the digest also notes that these funds may also be used for aviation capital projects.

<sup>2</sup> McMillian notes that the only other appropriation was \$127,911 in 2016 for paving (per [App Ord 16-07](#)).

<sup>3</sup> Jeff McMillian has provided a copy of this directive, which is available from the Council Office upon request.

**Item 2:**

**Ordinance 20-08 - An Ordinance to Amend Ordinance 19-21, which Fixed Salaries for Appointed Officers, Non-Union, and A.F.S.C.M.E. Employees for All the Departments of the City for the Year 2020**  
**- Re: Adding a Position in the Information and Technology Services Department and Changing the Title in One Position and the Grade in another Position for Two Divisions within the Police Department**

Ordinance 20-08 amends Ordinance 19-21 which fixed the salaries for appointed officers, non-union, and A.F.S.C.M.E employees for all the departments of the City for 2020.<sup>4</sup> The amendments add one position to the Information and Technology Services (ITS) department and change the title of one position and the grade of another position within two divisions of the Bloomington Police Department (BPD). Here, in brief, are the changes listed by department:

**ITS**

**(New Position) - Network and Security Administrator (Grade 8)**

An organizational assessment by an outside consultant last year recommended a new position dedicated to network administration and security, and the department and Mayor agree that this is a critical need. The Job Evaluation Committee<sup>5</sup> reviewed the Job Description and assigned the grade for this new position (Grade 8).

Fiscal Impact: \$44,000 for the remainder of 2020; about \$88,000 for the full year

**BPD**

**Central Emergency Dispatch Center (CEDC)**

**(Change in Job Title) - from Training Coordinator to Telecommunications Assistant Manager - Same Grade (8)**

According to a conversation with Caroline Shaw, this change came forward from the new manager of the CEDC, who noted that the Job Title did not match the Job Description for this position. Please note that the Human Resources department periodically asks departments to review job descriptions to make them consistent with current duties and consistent from one Job Description to the next.

Fiscal Impact: None

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<sup>4</sup> See the two Council Legislative Packets issued for the Special Session on 25 September 2019 at: <https://bloomington.in.gov/council/meetings/2019>. These packets include: 1) "Packet," where the summary of Ord 19-21 can be found; and 2) "Packet (2)," where the legislation and memo, along with the rest of the Budget Legislation for 2020, can be found.

<sup>5</sup> The Job Evaluation Committee includes the Director of Human Resources, Deputy Mayor, Controller, and Corporation Counsel. They independently score Job Description based upon the City's 7-Factor, 12-grade classification system; meet to discuss the scoring; sometimes need follow-up with departments; and, assign a grade for the position.

## **Records Division**

### **(Increase in Grade) – Records Supervisor – from Grade 7 to Grade 8**

The Job Evaluation Committee reviewed the proposed change in the Job Description and increased the grade.

Fiscal Impact: Minimal<sup>6</sup>

#### **Item 3:**

#### **Resolution 20-06 - Denouncing and Condemning White Nationalism and White Supremacy**

Resolution 20-06 denounces and condemns hate based on racial, social, and cultural bias and holds up values of peace, respect, inclusivity, and equity. It is sponsored by Cm. Sims and co-sponsored by Cms. Rosenbarger, Sgambelluri, Sandberg, Piedmont-Smith, Rollo, Smith, Volan, and Flaherty. It recognizes the growing threat of white supremacy and hate-based ideologies as described by organizations such as the Southern Poverty Law Center, the Anti-Defamation League, and the U.S. Department of Homeland Security (USDHS). It states that the City of Bloomington has an interest in promoting the health, safety, and inclusiveness of all community residents and, therefore, has a responsibility to oppose, and aid in eradicating, systemic racism, racial bias and racial animus. It reiterates that the City is committed to continue pursuing policies and directing appropriate resources to ensure civil and human rights are protected and afforded to all individuals.

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<sup>6</sup> Please note that factors - like initial salary and period of time with the City – help explain why a change in grade may not be accompanied with a significant change in compensation.

**NOTICE AND AGENDA  
THE BLOOMINGTON COMMON COUNCIL**

**REGULAR SESSION**

**WEDNESDAY, 06 MAY 2020 AT 6:30 PM**

*Per Executive Orders issued by the Governor, this meeting will be conducted electronically. The public may access the meeting at the following link: <https://zoom.us/meeting/94602900418>*

**I. ROLL CALL**

**II. AGENDA SUMMATION**

**III. 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\***

**IV. APPOINTMENTS TO BOARDS AND COMMISSIONS**

**V. LEGISLATION FOR SECOND READING AND RESOLUTIONS**

1. Resolution 20-06 – Denouncing and Condemning White Nationalism and White Supremacy

Committee Recommendation: N/A

**VI. LEGISLATION FOR FIRST READING**

1. Appropriation Ordinance 20-02 – To Specially Appropriate from the Local Income Tax Special Distribution Fund, Motor Vehicle Highway Fund, Motor Vehicle Highway Restricted Fund, and Cumulative Capital Development Fund Expenditures Not Otherwise Appropriated

2. Ordinance 20-08 – An Ordinance to Amend Ordinance 19-21, which Fixed Salaries for Appointed Officers, Non-Union, and A.F.S.C.M.E. Employees for All the Departments of the City for the Year 2020 - Re: Adding a Position in the Information and Technology Services Department and Changing the Title in One Position and the Grade in another Position for Two Divisions within the Police Department

**VII. ADDITIONAL PUBLIC COMMENT\***

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

**VIII. COUNCIL SCHEDULE**

**IX. ADJOURNMENT**

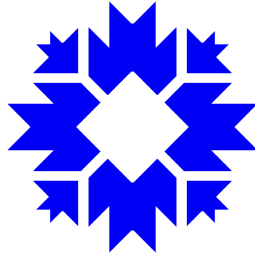
Statement on public meetings during public health emergency:

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

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

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

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



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

# NOTICE

**Wednesday, 06 May 2020 at 6:30 PM**

## *Regular Session*

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

***<https://zoom.us/meeting/94602900418>***

### *Statement on public meetings during public health emergency*

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

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

**Posted: Friday, 01 May 2020**





City of Bloomington  
Office of the Common Council

# NOTICE

## COMMON COUNCIL WORK SESSION

**Friday, 08 May 2020 at 12:00pm**

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

[Work Session via Zoom](#)

*Statement on public meetings during public health emergency*

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

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

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

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

**APPROPRIATION ORDINANCE 20-02**

**TO SPECIALLY APPROPRIATE FROM THE LOCAL INCOME TAX SPECIAL DISTRIBUTION FUND, MOTOR VEHICLE HIGHWAY FUND, MOTOR VEHICLE HIGHWAY RESTRICTED FUND, AND CUMULATIVE CAPITAL DEVELOPMENT FUND EXPENDITURES NOT OTHERWISE APPROPRIATED**

WHEREAS, the Controller’s Office for the Local Income Tax (LIT) Special Distribution Fund desires to increase its budget in Classification 4 – Capital Outlays in order to provide for the local INDOT match for the Sare Road Multiuse and Intersection Improvement project; and

WHEREAS, the Public Works Street Department for the Motor Vehicle Highway Fund desires to decrease its budget in Classification 1 – Personnel, Classification 2 – Supplies, and Classification 3 – Services and Charges in order to follow the State’s directive to move these funds to the Restricted Motor Vehicle Highway Fund; and

WHEREAS, the Public Works Street Department for the Restricted Motor Vehicle Highway Fund desires to increase its budget Classification 1 – Personnel, Classification 2 – Supplies, and Classification 3 – Services and Charges in order to follow the State’s directive to move these funds from the Motor Vehicle Highway Fund; and

WHEREAS, the Public Works Street Department for the Cumulative Capital Development Fund desires to increase its budget in Classification 4 – Capital Outlays, and decrease Classification 2 - Supplies in order to provide for the local INDOT match for the College Mall Road paving project; and

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
<b>LIT Special Distribution Fund - Controller</b>	
Classification 4 - Capital Outlays	900,000
Total LIT Special Distribution	<u>900,000</u>
<b>Grand Total LIT Special Distribution Fund (Fund #157)</b>	<b><u>900,000</u></b>
<b>Motor Vehicle Highway Fund – Street</b>	
Classification 1 – Personnel	\$ (1,287,520)
Classification 2 – Supplies	(268,696)
Classification 3 – Services and Charges	<u>(174,989)</u>
Total Motor Vehicle Highway Fund – Street	<u>(1,731,205)</u>
<b>Grand Total Motor Vehicle Highway Fund (Fund #451)</b>	<b>\$ <u>(1,731,205)</u></b>
<b>Restricted Motor Vehicle Highway Fund – Street</b>	
Classification 1 – Personnel	\$ 1,287,520
Classification 2 – Supplies	268,696
Classification 3 – Services and Charges	<u>174,989</u>
Total Restricted Motor Vehicle Highway Fund – Street	<u>1,731,205</u>
<b>Grand Total Restricted Motor Vehicle Highway Fund (Fund #456)</b>	<b>\$ <u>1,731,205</u></b>

**Cumulative Capital Development Fund**

Classification 2 - Supplies	(386,000)
Classification 4 - Capital Outlays	386,000
Total Cumulative Capital Development Fund	<u>0</u>

**Grand Total Cumulative Capital Development Fund (Fund #601)** 0

**Grand Total All Funds** \$ 900,000

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
STEPHEN VOLAN, President  
Bloomington Common Council

ATTEST:

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

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

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

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

\_\_\_\_\_  
JOHN HAMILTON, Mayor  
City of Bloomington

**SYNOPSIS**

This ordinance appropriates an additional \$900,000 from the Local Income Tax (LIT) Special Distribution Fund, transfers \$1,731,205 from the Motor Vehicle Highway (MVH) Fund to the Restricted Motor Vehicle Highway (MVH-Restricted) Fund, and transfers \$386,000 from Classification 2- Supplies to Classification 4 – Capital Outlays in the Cumulative Capital Development Fund. The appropriation of the \$900,000 will be used for part of the INDOT local match for the Sare Road Multiuse Path and Intersection Improvement Project. The transfer of \$386,000 will be used for the College Mall Road paving project. The transfer of \$1,731,205 from the MVH to the MVH-Restricted Fund is the result of a State Examiner directive (2018-2), which implements House Enrolled Act 1002-2017 and House Enrolled Act 1290-2018. These acts restrict local use of at least 50% of the distributions from State Motor Vehicle Account for the construction, reconstruction, and preservation of highways. The State Examiner directive requires counties, cities, and towns to create this new, MVH-Restricted sub-fund to better manage and account of these statutorily restricted funds.



**JOHN HAMILTON  
MAYOR**

CITY OF BLOOMINGTON

401 N Morton St  
Post Office Box 100  
Bloomington IN 47402

**JEFFREY H. UNDERWOOD  
CONTROLLER**

CONTROLLER'S OFFICE

p 812.349.3416  
f 812.349.3456  
controller@bloomington.in.gov

## Memorandum

**To:** Council Members  
**From:** Jeff McMillian, Deputy Controller  
**CC:** John Hamilton, Mayor & Jeffrey Underwood, Controller  
**Date:** April 23, 2020  
**Re:** Appropriation Ordinance 20-02

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Appropriation Ordinance 20-02 represents our request: to appropriate a portion of the funds that are in the LIT Special Distribution Fund (F157); to reduce Motor Vehicle Highway Fund (F451) and increase Restricted Motor Vehicle Highway Fund (F456) in a like amount; and, to transfer in the Cumulative Capital Development Fund (F601) funds from Classification 2 – Supplies (a decrease) to Classification 4- Capital Outlays (an increase).

### **LIT Special Distribution Fund (F157)**

The Local Income Tax (LIT) Special Distribution Fund was enabled with the adoption of P.L. 126-2016 which, in part, required the State to make supplemental distribution of local income taxes when it exceeds 15% (rather than 50%) of certified distributions and provided that at least 75% of those distributions be used by counties, cities and towns for limited purposes. As stated in the 2016 Summary of New Laws (*with the relevant parts set forth in italics*), this law:<sup>1</sup>

*Provides for a supplemental distribution of local income taxes when the balance in a county's local income tax trust account exceeds 15% (rather than 50%, under current law) of the certified distributions to be made to the county. Specifies the accounting, allocation method, and distribution requirements for supplemental distributions. Requires before May 2016 a one-time special allocation of the balance in a county's trust account as of December 31, 2014. Provides that a taxing unit's allocation amount is to be determined in the same manner as a supplemental distribution would have generally been determined under the former income taxes. Requires a special distribution of the allocation amount. Provides that at least 75% of the distributions made to a county, city, or town must be: (1) used exclusively for local road construction, maintenance, or repair, or capital projects for aviation, including capital projects of an airport authority; or (2) deposited in a rainy day fund and later used for those purposes. Provides that any remaining distribution to a county, city, or town may be used for any purposes of the county, city, or town. Requires the allocation amount for other taxing units to be deposited in the taxing unit's rainy day fund.*

This request include funds for the INDOT local match for the Sare Road Multiuse Path and Intersection project. The total for the Project is \$2,832,100 of which the INDOT's cost is \$1,792,752.61. The City's local match is \$1,039,347.39 of that \$288,274.05 will from the 2016 GO Bond B (the remaining balance) and the balance \$751,073.34 plus \$148,926.66 for change orders to equal \$900,000 for the request from LIT Special Distribution Fund.

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<sup>1</sup> 2016 Ind. Legis. Service P.L. 126-2016 (S.E.A. 67), amending IC 6-3.6-9 (Distribution of [Local Income Tax] Revenue), with a March 23, 2016 effective date for amendments to IC 6-3.6-9-1 and 17, and a July 1, 2016 effective date for amendments to IC 6-3.6-9-15.

The only other expenditure out of this fund was in 2016 when the Indiana Department of Local Government Finance (DLGF) issued a reduction to the Cumulative Capital Development Fund (F601) and \$127,911.86 of expense were used for paving (App Ord 16-07).

Balance of the LIT Special Distribution Fund on March 31, 2020 was \$2,335,025.09.

#### **Motor Vehicle Highway Fund (F451) and Restricted Motor Vehicle Highway Fund (F456)**

This request will decrease the appropriation in Classification 1- Personnel Services, Classification 2 –Supplies, and Classification 3 – Services and Charges in the Motor Vehicle Highway and increase the same Classification in the Restricted Motor vehicle Highway Fund. This is because the State Examiner Directive 2018-2. 2019 was the first year of this new directive, and we will begin budgeting for it accordingly in 2021 budget.

The purpose of this Directive is to authorize and require counties, cities, and towns that receive distributions from the State Motor Vehicle Highway Account to create a new sub-fund within the MVH Fund to properly manage and account for the usage restrictions that were included in House Enrolled Act 1002-2017 and House Enrolled Act 1290-2018.

The sub-fund will be referred to throughout this Directive as “MVH Restricted” and will be used to account for MVH monies which have been statutorily restricted for construction, reconstruction, and preservation purposes.

#### **Cumulative Capital Development Fund (F601)**

Public Works –Street Department requests to decrease Classification 2 – Supplies by \$386,000 and increase Classification 4 – Capital Outlays \$386,000. The funds in the Classification 2 – Supplies are for both salt and asphalt. Depending on the severity of winter that we have will change the proportion of how much of the funds will go to salt or asphalt. We have had a very mild winter which has increase the funds available to spend on asphalt. These funds can be transferred to Classification 4 - Capital Outlays and become the INDOT local match for the College Mall Road project. The end result will be a net zero for the appropriation for Cumulative Capital Development Fund.

#### **Conclusion:**

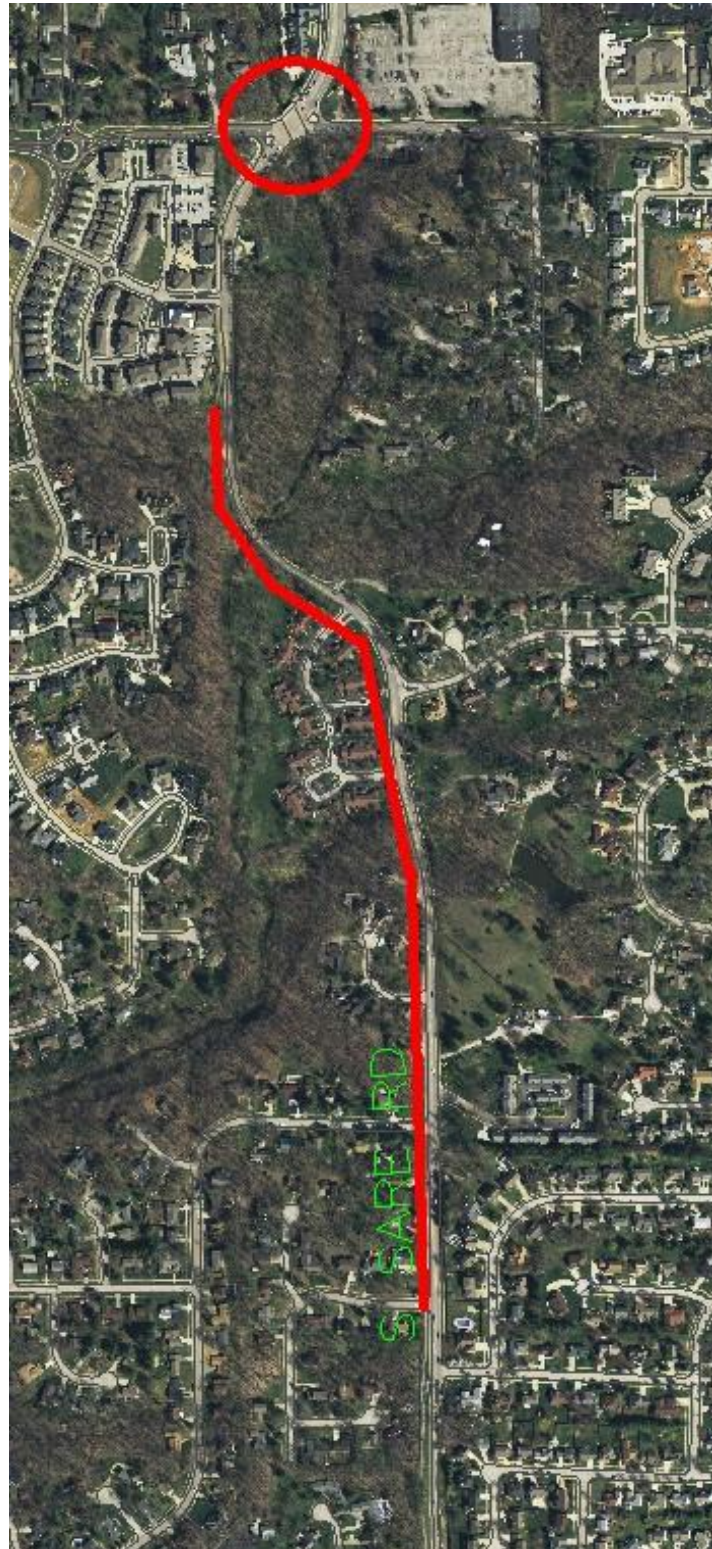
In brief, this ordinance leverages local funds with State funds in order to fund and complete more road projects and creates a sub-fund within the MVH Fund in compliance with a directive from the State Examiner.

Thank you for the consideration of this request.

# Sare Road Multiuse Path and Intersection Improvements Project

Share:

This project will construct intersection improvements at the Sare Road-Moores Pike intersection and a multiuse path on the west side of Sare Road from approximately Cathcart Street to Buttonwood Lane. The project is programmed to receive federal funding assistance for preliminary engineering, construction, and construction engineering.



Please see the following link for more detail on this project:  
<https://bloomington.in.gov/engineering/projects/sarepath>

**ORDINANCE 20-08**

**AN ORDINANCE TO AMEND ORDINANCE 19-21, WHICH FIXED SALARIES FOR APPOINTED OFFICERS, NON-UNION, AND A.F.S.C.M.E. EMPLOYEES FOR ALL THE DEPARTMENTS OF THE CITY FOR THE YEAR 2020**

- Re: Adding a Position in the Information and Technology Services Department and Changing the Title in One Position and the Grade in another Position for Two Divisions within the Police Department**

WHEREAS, IC § 36-7-4-3 authorizes the Mayor, subject to the approval of the Council, to fix the compensation of each appointed officer, deputy, and other employee of the city; and

WHEREAS, Salaries for certain City of Bloomington employees were set by Ordinance 19-21; and

WHEREAS, the Mayor wishes to change the grade of the Records Supervisor position in the Record Division of the Bloomington Police Department; and

WHEREAS, the Mayor wishes to wishes to change the title of the Training Coordinator position in the Central Emergency Dispatch Center of the Bloomington Police Department; and

WHEREAS, the Mayor also wishes to add a Network and Security Administrator to the Information and Technology Services Department;

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

SECTION 1. Section 1 of Ordinance 19-21, which fixed salaries for Appointed Officers, Non-Union, and AFSCME Employees for 2020, shall be amended to add a Network and Security Administrator in the Information and Technology Services Department, which shall be reflected in that ordinance as follows:

**Information and Technology Services Department**

Network and Security Administrator

8

SECTION 2. Section 1 of Ordinance 19-21, which fixed salaries for Appointed Officers, Non-Union, and AFSCME Employees for 2020, shall be amended regarding two positions in two Divisions within the Police Department as set forth below:

(a) The position of Training Coordinator in the CEDC Division shall be retitled Telecommunications Assistant Manager, which shall be reflected in the ordinance as follows:

**CEDC**

Telecommunications Assistant Manager

8

(b) The position of Records Supervisor in the Records Division shall have an increase in grade from 7 to 8, which shall be reflected in that ordinance as follows:

**Records**

Records Supervisor

8

SECTION 3. 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 4. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

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

\_\_\_\_\_  
STEPHEN VOLAN, President  
Bloomington Common Council

ATTEST:

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

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

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

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

\_\_\_\_\_  
JOHN HAMILTON, Mayor  
City of Bloomington

#### SYNOPSIS

This ordinance amends Ordinance 19-21 which fixed the salaries for certain employees for the year 2020. The ordinance makes changes for two positions in two divisions within the Police Department and adds one position within the Information and Technology Services Department.





City of Bloomington  
Human Resources Department

MEMORANDUM

To: City Council members  
From: Caroline Shaw, Human Resources Director  
CC: Mayor John Hamilton, Deputy Mayor Renneisen, Jeff Underwood, and Dan Sherman  
Date: April 27, 2020  
Re: Ordinance 20-08 amending Ordinance 19-21

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Ordinance 20-08 amends Ordinance 19-21 which fixed the 2020 salaries for some City of Bloomington employees. Ordinance 20-08 reflects the below changes.

The amendment adds a **Network and Security Administrator (Grade 8)** in the Information and Technology Services Department. An organizational assessment recommended a position dedicated to network administration and security, and ITS and the administration agree that this is a critical need. The 2020 fiscal impact of adding this position is approximately \$44,000.

The amendment changes the position title of Training Coordinator (Grade 8) in the Central Emergency Dispatch Center in Police to the **Telecommunications Assistant Manager (Grade 8)** to better reflect the nature of the position. There is no fiscal impact.

And, the amendment revises the pay grade of the **Records Supervisor** in Police-Records from a grade 7 to a grade 8. The new grade was determined after an analysis of the job by the Job Evaluation Committee. The fiscal impact of the grade change is minimal.

Your approval of Ordinance 20-08 is requested. Please feel free to contact me if you have any questions at 349-3578.

Thank you!

## RESOLUTION 20-06

### DENOUNCING AND CONDEMNING WHITE NATIONALISM AND WHITE SUPREMACY

- WHEREAS, the City of Bloomington has a committed interest in promoting the health, safety, and inclusiveness of all community residents and has a responsibility to oppose, and aid in eradicating, systemic racism, racial bias and racial animus; and
- WHEREAS, the practices and ideologies of white nationalism and white supremacy continue to be on the rise across the United States and the globe; and
- WHEREAS, national and local media detail multiple events daily related to racism and white supremacy across this nation and world; and
- WHEREAS, the Southern Poverty Law Center, the Anti-Defamation League and the U.S. Department of Homeland Security (USDHS) have acknowledged the growing threat of white supremacy and ideologies, including the following statement by USDHS: “white supremacist violent extremism, one type of racially-and ethnically-motivated violent extremism, is one of the most potent forces driving domestic terrorism;”<sup>1</sup> and
- WHEREAS, white supremacists and racists are emboldened by the words and actions of some of our national leaders and those targeting our communities through social media; and
- WHEREAS, white supremacy is a fallacious ideology focused on maintaining white political, economic and demographic dominance, and, such an ideology is incompatible with the committed goal of inclusion in the City of Bloomington; and
- WHEREAS, all racist hate groups have beliefs or practices that attack or malign an entire class of people, typically for their immutable characteristics; and
- WHEREAS, racist, homophobic, and other oppressive ideologies have a clear history of inspiring violence, it is important to call out groups or ideologies that demonize others while they work to stabilize a foothold in mainstream society; and
- WHEREAS, in 2019, according to national agencies who monitor hate groups across the U.S., approximately 940 such groups were identified and tracked<sup>2</sup>; and
- WHEREAS, the Indiana State Constitution states that “No law shall be passed restraining the free interchange of thought and opinion, or restricting the right to speak, write or print, freely, on any subject whatever: but for the abuse of that right, every person shall be responsible;” and
- WHEREAS, our history serves a critical role in our understanding of discrimination; it is therefore incumbent upon us to acknowledge our past history so we do not repeat it; and
- WHEREAS, in Resolution 19-17, which declared the second Monday in October to be Indigenous Peoples’ Day in the City of Bloomington, the City acknowledged our country’s inhumane treatment of Native peoples, including forceful dispossession of their homelands; and
- WHEREAS, lynchings and other acts of intimidation against Black Americans have occurred across the U.S., including the State of Indiana, and were meant to enforce white supremacy by means of racial terrorism; and
- WHEREAS, the calls for the deportation of Japanese-Americans following Pearl Harbor resulted in the forced relocation of these Americans to government incarceration camps with deplorable living conditions; and

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<sup>1</sup> [https://www.dhs.gov/sites/default/files/publications/19\\_0920\\_plcy\\_strategic-framework-counterterrorism-targeted-violence.pdf](https://www.dhs.gov/sites/default/files/publications/19_0920_plcy_strategic-framework-counterterrorism-targeted-violence.pdf)

<sup>2</sup> <https://www.splcenter.org/hate-map>

WHEREAS, in 1999, an avowed white supremacist embarked on a hate crime killing spree across Indiana and Illinois resulting in the deaths of two members of racial and cultural minority groups, including an Indiana University Korean international student murdered near the Bloomington campus; and

WHEREAS, our community response to the distribution of hate literature by the man who ultimately committed these murders was the formation of Bloomington United – a coalition of community members, non-profit and social justice organization affiliates whose mission is to promote educational opportunities that affirm the value of all human beings, bridge the differences between people, and to resist and respond non-violently to hate activity in our community; and

WHEREAS, violent events, including a recent 2019 mass shooting in El Paso, Texas that targeted Latinos and resulted in 22 people dying<sup>3</sup>, continue to be directly tied to white supremacy and racism; and

WHEREAS, this history conjures painful memories and puts in perspective the trauma inflicted upon people of color and other harm it has caused to members of our community, negatively affecting educational, economic and social outcomes; and

WHEREAS, Bloomington is proud of its motto that ours is a Safe and Civil City, but acknowledges that creating such a community requires constant work, awareness, communication and a willingness to admit faults; and

WHEREAS, as documented in the City of Bloomington Comprehensive Plan, our community welcomes all. There is a multiplicity of nationalities, races, cultures, ethnicities, religions, abilities, ages, sexual orientations, gender identities and economic statuses. We derive our strength from this diversity – which we celebrate and embrace - and commit to ensuring the inequities of the past are not a part of our future; and

WHEREAS, one way the City acts to combat discrimination is through the Bloomington Human Rights Commission, which was created in 1970 by combining the Human Relations Commission and the Fair Housing Commission, and through this commission and other City programs, the City strives to be a city without discrimination and racial animus; and

WHEREAS, the City of Bloomington condemns all forms of bigotry, racism and hatred; the City proudly stands for individual dignity and against all those who would seek to propagate hate, fear and intimidation, or incite fear and violence targeting any human being; and

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

The City of Bloomington denounces and condemns hate based on racial, social, and cultural bias and holds up values of peace, respect, inclusivity, and equity. The City is committed to continue pursuing policies and directing appropriate resources to ensure civil and human rights are protected and afforded to all individuals.

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<sup>3</sup> <https://www.nytimes.com/2019/09/12/us/el-paso-suspect-capital-murder.html>

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

\_\_\_\_\_  
STEPHEN VOLAN, President  
Bloomington Common Council

ATTEST:

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

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

\_\_\_\_\_  
NICOLE BOLDEN, Clerk  
City of Bloomington

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

\_\_\_\_\_  
JOHN HAMILTON, Mayor  
City of Bloomington

#### SYNOPSIS

This resolution, initiated and sponsored by Councilmember Sims and co-sponsored by all councilmembers, condemns white nationalism, white supremacy, bigotry, racism, and hatred while holding up values of kindness, peace, respect, inclusivity, and equity.