

In the Council Chambers of the Municipal Building held on Wednesday, December 15, 1993 at 7:30 P.M. with Council President Hopkins presiding over a Regular Session of the Common Council.

Roll Call: Sherman, Pizzo, Service, Hopkins, Miller, Cole, White, Kiesling. (Swain absent)

Hopkins gave the agenda summation.

The minutes of November 17 and December 1, 1993 were approved by a voice vote.

Sherman gave his Holiday wishes to Bloomington and noted that this was the end of the second year for this Council. He thanked various people and organizations for their assistance and support for the Council

Pizzo gave his holiday greetings and thanked all the volunteers for helping the people who needed it this season.

Service hoped everyone would pitch in to help thought the Council had been very effective in the last year and had worked well as a team. She felt the Council had done a good job of doing the right thing.

Miller wished everyone happy holidays.

Cole wished everyone happy holidays and thanked everyone for the celebrations for the Showers building and as the Councilmember for that district she felt that the Showers project was a great event in the district. She was thankful for all the things we have in Bloomington and thanked all the people who have helped the poor in Bloomington and wanted everyone in Bloomington to take a minute and think about poverty. \*

White updated the community on the gang problem in Bloomington. He recognized the Monroe County Gang Prevention Project for its ongoing efforts. The Project is entirely volunteer citizens. He wished students good luck on final exams.

Kiesling announced a lake management plan meeting. She hoped that world peace would come to pass.

Hopkins wished everyone a happy holiday and said that charity is a good thing but jobs are better. He thanked his colleagues for their work and understanding.

Mayor Allison thanked the Council for paying respects to Jack Hooker, former Mayor of Bloomington. She wished joy to the citizens of Bloomington for the holidays. She discussed Bloomington's economic situation.

Hopkins read the Council Committee report regarding a public forum on the subject of law enforcement in Bloomington. The Board of Public Safety has done investigations and done various things including disciplinary action. Chief Sharp has made a commitment to keep a close eye on police activities. With these things in mind, the system appears to be working, and on those grounds, no public forum on law enforcement is currently planned. Hopkins expects each complaint to be given close consideration and Chief Sharp has agreed to meet with the Council on a regular basis to discuss law enforcement issues. The subjects of those meetings shall include forfeiture procedures, enforcement priorities, and development of community policing. The Council is committed to ensuring that law enforcement in Bloomington maintains the highest standards of professionalism, balanced enforcement of the law, and respect for citizen rights and dignity.

Cheryl Dameron, Allen Building Tenants Association, discussed the imminent sale of the building and how rent will go up after its renovation and how low income housing like this downtown is important and is quickly disappearing. She discussed how many homeless people use the facilities in the building. She discussed her and the tenants opposition to a tax abatement for this structure because that would support the destruction of low income housing. She felt that keeping the building as low income housing should a priority of the Council.

Hopkins stated that he had contacted the Redevelopment Director about this problem and hoped that she could understand that the Council is in a dilemma because they need to improve housing stock in the downtown area and also need to provide low income housing and keep a compact urban form. He assured the tenants that the city will do all it can.

Service said she was familiar with the Allen Building and she was glad that Cheryl had put her finger on the problem of downtown redevelopment. The development has been in some ways positive and in some ways negative and this is a perfect example of a negative one.

John McKay presented himself as one of the people currently purchasing the Allen Building. He said he was not a premeditated displacer of anyone and the first thing the developers did was contact the Redevelopment staff. He said everyone he had contacted was in support of renovation because the building is in desperate need of repair and is an historic structure. He felt the main issue involving the property was the lack of incentives provided by the Redevelopment Department. He said that he had explored a variety of options in government incentives and that none had been found that would fit the requirements needed to keep rents extremely low. He wished to sit down with the city to explore more options. He felt all the parties have the proper intentions but not necessarily the proper incentives and he promised relocation assistance to all the parties currently living in the Allen Building. Without the proper incentives he will not be able to purchase and renovate the building.

Tom King, Executive Director of the Community Kitchen and the Coalition of Low Income and Homeless Citizens, said that without the gracious assistance of the Allen Building residents he would still be homeless. He said that the Allen Building was going the way of the Gentry Building which went from \$60 a month to over \$500 after renovation, the destruction of low income housing downtown is swelling the roles of his organization. He said that there is no longer a waiting list for Section 8 housing because there is simply none available and there is a 3 to 5 month waiting list at homeless shelters. The Council cannot allow this situation to become worse. He wants a guarantee that the residents of the Allen Building will not be in danger of losing their housing.

Hopkins said that no guarantee like that could be given, but that he hoped that some sort of arrangement could be reached and he thanked King for all he has done for the community.

It was moved and seconded and approved by a voice vote that the following appointment be made:

Lisa Farnsworth-Law                      Redevelopment Commission

It was moved and seconded that Ordinance 93-69 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-69 be adopted. The synopsis and committee recommendation of 7-0-0 was given.

Hopkins noted that this was a simple re-approval and there was no discussion.

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

It was moved and seconded that Ordinance 93-71 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-71 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Chuck Ruckman, City Controller, said this is an ongoing project and Lee Huss has secured additional grants and this ordinance was simply to allocate those funds.

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

It was moved and seconded that Ordinance 93-73 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-73 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Ted Rhinehart, Director of Public Works, stated that this ordinance simply adds the new lot to the list of public lots and sets up the same fee structure and guidelines.

Service said that the Farmers Market Board was concerned about the landscaping and the amount of available shade on Market days. Rhinehart said they should continue working with the board. Rhinehart said that the new lot would have electronic meters which are less prone to breakdown.

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

It was moved and seconded that Ordinance 93-70 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-70 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

It was moved and seconded that the amended version of the ordinance be substituted for the one previously presented to the Council.

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

Jeff Underwood, Asst. Dir. of Finance for Utilities, said that the ordinance was to refund the bonds in order to secure lower interest rates. This eliminates the need to keep an emergency account and substitute insurance policies in their place. This will allow the city to cover one year of principal interest in the event the city is unable to pay. He gave a chronology of the refunding. He thanked Dan Sherman and Pat Williams for their assistance in compressing a 12 week process into a 4 week process.

Hopkins hoped everything was in order because he had not had time to digest all of the information.

Kiesling hoped everything is in order because she has had not had time to read the ordinance.

Underwood said that the delay in Utilities being notified had led to the rather quick assemblage of the ordinance which was just finished the evening before. He apologized for the delay but Utilities could do nothing about the timing.

White asked about some fine points about the financing and Underwood responded.

Hopkins expressed trust in Underwood in that the ordinance was in order.

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

It was moved and seconded that Ordinance 93-57 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-57 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Bryan Hacker, Management Analyst, presented the fiscal report and gave an overall view of the areas of all ten annexations.

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

It was moved and seconded that Resolution 93-38 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-38 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

There was no further discussion of the resolution.

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

It was moved and seconded that Ordinance 93-58 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-58 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker described the Miller Courts area.

White inquired about the specific boundaries and an apparent overlap with a previous annexation.

Hacker said there was overlap to avoid any legal problems.

White asked if the city was taking responsibility for the dead end street in that area and Hacker said yes.

White said that there was a problem with dumpsters in the county disturbing residents across the street in the city and now the problem can be promptly resolved. He said that this is an example of the problems created by the differences in city and county regulations.

Mr. Tupper, 1305 N. Lincoln, is looking forward to being annexed to clear up the law enforcement problems. He asked about sewer hook up and any costs that may be incurred.

Scott Dompke, Utilities, said new hook ups would be available for those with unorthodox systems, but new citizens would not be compelled to hook up.

Tupper asked about repairs to streets.

White said the city has two years to repair them.

Hacker said most capital improvements have three years to go into place.

White asked Hacker for a list of immediate services rendered to newly annexed areas.

Hacker said police, fire, animal control, trash pickup, street sweeping, snow removal, and basic street maintenance must be provided within the first year and are usually provided as soon as possible-i.e.-immediately after the effective date of the ordinance.

Tupper said he looked forward to being part of the city and having a voice in city government.

White asked how street lights would go over in the new area.

Tupper said anything would be welcome over darkness.

White said at least the intersections would be lit.

Kiesling asked when sewer lines would be ready.

Dompke said the sewer plans were 90% ready and the permit is almost ready to be submitted.

White asked if the sewers would be done by Utilities or contracted out.

Dompke said Utilities would be completing them.

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

It was moved and seconded that Resolution 93-39 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-39 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Dompke was asked several questions about fire hydrants and sewage to newly annexed areas.

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

It was moved and seconded that Ordinance 93-59 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-59 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker gave the fiscal report for the John Hinkle Place annexation.

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

It was moved and seconded that Resolution 93-40 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-40 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

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

It was moved and seconded that Ordinance 93-60 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-60 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker gave a description of the Barclay Square area and synopsized the fiscal report.

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

It was moved and seconded that Resolution 93-41 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-41 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

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

It was moved and seconded that Ordinance 93-61 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-61 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker described the H.H. Gregg, Bloomington Monument, Greene and Harrell Mortuary area to be annexed and gave a synopsis of the fiscal report.

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

It was moved and seconded that Resolution 93-42 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-42 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

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

It was moved and seconded that Ordinance 93-62 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-62 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker said that this ordinance is a type of "administrative house keeping" and described the West 17th Street area and gave a synopsis of the fiscal report.

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

It was moved and seconded that Resolution 93-43 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-43 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

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

It was moved and seconded that Ordinance 93-63 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-63 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker said this is also house keeping and described the property known as the IU Golf Course Clubhouse and Driving Range and gave a synopsis of the important points in the fiscal plan.

Kiesling asked about fire protection.

Hacker said the city would provide it but there was no reason to believe it would ever be required.

Sherman asked why we were annexing this land if it does us no good in the way of revenues but costs us money to care for.

Hacker said that it was to allow future annexations to land on the other side of the golf course.

Pizzo asked if this annexation opened any properties.

Hacker said that something like this would normally allow that, but the city already included all the surrounding land.

Pizzo had further questions regarding fire protection and Hacker answered them.

Hopkins asked if the city could immediately annex property on the other side of the golf course or if there was a waiting period.

Hacker said the legal waiting period was sixty days unless the land was already in a fire district

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

It was moved and seconded that Resolution 93-44 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-44 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker described the possible costs to the city.

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

It was moved and seconded that Ordinance 93-64 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-64 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker described the St. Charles Church site and gave the fiscal plan. He stated that the annexation was to clean up the boundaries. The area should be low maintenance.

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

It was moved and seconded that Resolution 93-45 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-45 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker gave a synopsis of the fiscal plan. He stated this was a low maintenance area.

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

It was moved and seconded that Ordinance 93-65 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-65 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker described the area along Old South Highway 37 and explained apparent overlaps in the boundaries.

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

It was moved and seconded that Resolution 93-46 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-46 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker stated there were no road costs because this is a state controlled highway.

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

It was moved and seconded that Ordinance 93-66 be introduced and read by the Clerk by title only. Clerk Williams read the ordinance by title only.

It was moved and seconded that Ordinance 93-66 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker described the Sam's Club and Walmart area and described the two January delay due to the fact that the annexation was outside of the city's primary township and outside its main fire districts.

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

It was moved and seconded that Resolution 93-47 be introduced and read by the Clerk by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 93-47 be adopted. The synopsis and committee recommendation of 8-0-0 was given.

Hacker summarized the fiscal plan.  
Kiesling asked about the drainage systems.  
Hacker said to consult the City Engineer.

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

Sherman asked Hacker to inform the Council on which areas would be coming into the city this coming January and when services would start to those areas.

Hacker listed them and discussed areas that will come in at the end of 1994. Hacker said people who would be getting trash pickup starting this year would be receiving policy descriptions, instructions, recycling bins and pickup would start the first week in 1994.

White asked about the new 911 system and the update process of the system with annexation systems, mainly he wanted to know who was responsible for doing those updates.

Hacker said he wasn't sure.

White asked him to follow up on it and Hacker said he would.

Clerk Williams said that there are 26 bodies that get complete annexation information and the County and those bodies will get the information on the third of January, 1994 and they will do the updating.

White said that was good and the Council has a responsibility to care for those new areas.

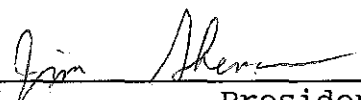
The Council thanked Hacker and the Controller Department for their work.

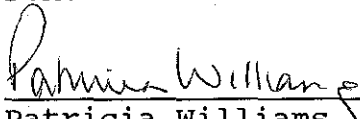
Cole wished everyone Merry Christmas.

Kiesling noted that around Christmas, no tickets will be given in the downtown area for time violations to facilitate shopping.

The Council thanked Hopkins for serving as Council President for 1993.

The Council adjourned at 9:40 P.M.

  
\_\_\_\_\_  
Jim Sherman, President  
Bloomington Common Council

  
\_\_\_\_\_  
Patricia Williams, CLERK  
City of Bloomington

\* Bloomington is fortunate to have so many wonderful volunteers and they are appreciated. But it is important to remember that people need to be paid a real wage and that is an important economic measure against poverty, and to actually change the context of poverty in the world and in our community.

## LAW ENFORCEMENT IN BLOOMINGTON

Statement by Common Council President  
Jack W. Hopkins  
15 December 1993

For some time, there has been widespread discussion of the Bloomington Police Department, the County Prosecutor, and law enforcement in our community. As a consequence of this discussion, I appointed a Council committee to consider whether a public forum on law enforcement should be held by the Council. In response to some specific complaints by citizens, the Board of Public Safety has conducted several hearings and investigations. Other complaints are still under investigation by the Board.

As a result of these hearings and findings by the Board of Public Safety, several organizational changes, personnel transfers, and disciplinary actions have been taken by the Chief of Police. He has committed himself to continued diligent oversight of police activities and to insuring cooperative relations with the County Prosecutor's office. We believe that this is essential in order to maintain community confidence in our law enforcement system.

In light of these actions, and those which are continuing, it appears that the established system for considering citizen complaints is working effectively, and that the Chief of Police has been responsive to the Board of Public Safety proceedings.

Because of these developments, the Common Council committee which has been examining the situation has concluded that the public forum should be postponed for the time being. If the need for the forum becomes obvious in the future, it will be considered again by the Council committee. Any citizen who has a specific complaint about law enforcement is encouraged to use the established procedures for that complaint. Complaint forms are available at the Mayor's office, the Police Department, and Monroe County Library. We expect each and every complaint to be carefully investigated.

I have asked Chief Steve Sharp to meet periodically with the Council committee to discuss continuing issues of law enforcement, and he has agreed. The Committee will pursue particularly issues of forfeiture procedures, enforcement priorities, and development of community policing. We commit ourselves to insuring that law enforcement in Bloomington maintains the highest standards of professionalism, balanced enforcement of the law, and respect for citizen rights and dignity.