

AGENDA  
COMMON COUNCIL REGULAR SESSION  
7:30 PM, WEDNESDAY, OCTOBER 19, 1988  
COUNCIL CHAMBERS

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. APPROVAL OF MINUTES OF OCTOBER 5, 1988
- IV. REPORTS FROM:
  - 1. Councilmembers
  - 2. The Mayor and City Offices
  - 3. Council Committees
- V. APPOINTMENTS TO BOARDS AND COMMISSIONS
- VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

1. Resolution 88-31 A Resolution Waiving Current Payments in Lieu of Taxes by the Bloomington Housing Authority.

Committee Recommendation: Do Pass 8-0

2. Resolution 88-32 A Resolution Recognizing October as Domestic Violence Awareness Month.

Committee Recommendation: Do Pass 8-0

3. Ordinance 88-47 An Ordinance Amending Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic", To Add a New Section Establishing All the Various Fees Charged by the Police Department.

Committee Recommendation: Do Pass 8-0

4. Ordinance 88-48 To Amend Various Sections of Title 15 Entitled "Vehicles and Traffic".

Committee Recommendation: Do Pass 7-0-1

5. Ordinance 88-46 To Amend Chapter 19-08, Rules and Regulations of Title 19 Subdivisions of the Bloomington Municipal Code.

Committee Recommendation: Do Pass 8-0

6. Ordinance 88-49 To Amend the Outline Plan, RE: 1400 College Mall Road (Kerasotes Theaters, Petitioner).

Forward Without Recommendation: 8-0

7. Ordinance 88-50 To Amend the Zoning Maps from RE to RS/PUD and Grant Outline Plan Approval, RE: 3000 Block of Rogers Road (Max Kendall, Petitioner).

Committee Recommendation: Do Pass 7-0-1

VII. LEGISLATION FOR FIRST READING

1. Ordinance 88-51 To Transfer Appropriations Within the General Fund

2. Appropriation Ordinance 88-7 To Specially Appropriate From the Cumulative Capital Development Fund Expenditures Not Otherwise Appropriated.

3. Ordinance 88-52 To Amend the Zoning Maps from RS to MP, RE: 1905 Vernal Pike, (Arthur Staggs, Petitioner).

4. Ordinance 88-53 To Amend the Zoning Maps from RS to SM, RE: 919, 929-1017 W. 2nd Street, (Daniel Grossman, Lyander Honeycutt, and City Plan Commission, Petitioners).

VIII. PRIVILEGE OF THE FLOOR (This section of the Agenda will be limited to 45 minutes maximum, with each speaker limited to five (5) minutes.)

IX. ADJOURNMENT

In the Council Chambers of the Municipal Building held on Wednesday, October 19, 1988, at 7:30 P.M. with Council President Service presiding over a Regular Session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
OCTOBER 19, 1988

Roll Call: Kiesling, Hogan, Gardner, Olcott, Service, Young, Register, White, Fernandez.

ROLL CALL

Service gave the agenda summation.

AGENDA SUMMATION

The minutes of October 5, 1988 were approved by a voice vote with several amendments, namely ERA written out and child care facility added to the text of a resolution passed by the council.

APPROVAL OF  
MINUTES

Kiesling commended the persons involved in the candlelight vigil for domestic violence that took place this evening in front of the Municipal Building. Also in our community this week are representatives from the Peace and Justice Committee. The annual CROP walk, with walkers collecting pledges to fund food provision services will take place this weekend and a pilot program to pick up grass and leaf clippings will soon be in place.

MESSAGES FROM  
COUNCILMEMBERS

Gardner welcomed her parents who are visiting Bloomington and noted that during the month of October, communities all over the country will sponsor vigils such as the one this evening to draw attention to the domestic violence that exists in our society today.

Olcott also welcomed the vigil participants.

Register reminded everyone about the fashion show, sponsored by the Downtown Commission in the Fountain Square Ballroom.

White announced that this was Fire Prevention Week and noted the McDonald's free french fries coupon with each prevention brochure.

Service welcomed everyone, noted that this was also Peace and Justice Week and the Friendship '89 program is trying to raise funds to send our high school exchange students to Russia next summer.

Mayor Allison presented an encomium for Edna Ballinger. Edna, a long time member of the Parks Board and a true citizen of Bloomington died this afternoon at Bloomington Hospital after a long illness. Frank Ragan, Parks Director, also spoke of Edna's long involvement and concern for parks in this community.

MESSAGES FROM  
MAYOR

Mayor Allison announced that next Thursday, Professor Li will demonstrate Chinese Watercolor techniques. One half the profits from the sale of the pictures now on display will be donated to our sister city program.

It was moved, seconded and approved that Professor Ed Kuntz be reappointed to the PTC for another 4 year term.

APPOINTMENTS TO  
BOARDS AND  
COMMISSIONS

It was moved and seconded that Resolution 88-32 be introduced and read by title only. Clerk Williams read the resolution.

LEGISLATION FOR  
SECOND READING  
RESOLUTION 88-32

It was moved and seconded that Resolution 88-32 be adopted.

Ann Larsen and Sandra Pate both commented that education is essential to the problem of violence in our society. People must understand that this is not an acceptable form of behavior. Steve Hogan applauded everyone for coming forward and participating in the vigil and Service noted that Bloomington is indeed fortunate to have people willing to help their fellow citizens.

The resolution received a roll call vote of Ayes:9,  
Nays:0.

It was moved and seconded that Resolution 88-31 be introduced and read by title only. Clerk Williams read the resolution.

RESOLUTION 88-31

It was moved and seconded that Resolution 88-31 be adopted.

There was no discussion. This resolution requesting the waiver of current payments in lieu of taxes by the Bloomington Housing Authority is an annual resolution.

The resolution received a roll call vote of Ayes:9,  
Nays:0.

It was moved and seconded that Ordinance 88-47 be introduced and read by title only. Clerk Williams read the ordinance.

ORDINANCE 88-47

It was moved and seconded that Ordinance 88-47 be adopted. This ordinance establishes a new section in the code dealing with fees charged by the Police Department. There was no further discussion.

The ordinance received a roll call vote of Ayes:9,  
Nays:0.

It was moved and seconded that Ordinance 88-48 be introduced and read by title only. Clerk Williams read the ordinance.

ORDINANCE 88-48

It was moved and seconded that Ordinance 88-48 be adopted.

Dean Behnke said that the 5 angle spaces have been requested by CFC and denied by the Traffic Commission. The Traffic Commission makes the decisions about handicapped spaces and the most logical space is at the Kirkwood corner. It was suggested by the Council that vans and trucks be prohibited from parking in those five spaces. There is an incline, vision is somewhat limited and it would be very difficult to pull out if a van or truck is parked south of the outgoing vehicle.

The ordinance received a roll call vote of Ayes:9,  
Nays: 0.

It was moved and seconded that Ordinance 88-46 be introduced and read by title only. Clerk Williams read the ordinance.

ORDINANCE 88-46

It was moved and seconded that Ordinance 88-46 be adopted.

Toni McClure, representing the Plan Department discussed cul de sacs and noted that variances have almost always been granted allowing 28 ft. pavement

width on cul de sacs instead of 31 ft. This ordinance amends the subdivision regulations to require sidewalks on cul de sac streets of less than 300'

in length, currently exempt and decreases the pavement width on cul de sac streets from 31 feet to 28 feet (measured from back of curbs).

The ordinance received a roll call vote of Ayes:9, Nays:0.

It was moved, seconded and voted on by a roll call vote of Ayes:9, Nays:0 that Ordinance 88-49 be tabled. ORDINANCE 88-49

Tom Bunker, representing Kerasotes Theaters said that his client needs two more weeks to get everything done that needs to be done regarding slope problems on the theater site.

Gardner asked why this project has taken so long. Steve Smith also representing the petitioner said that the project started over a year ago and that bad weather, the recent mall theater purchases and drought have delayed the project. In August the project was "up" again and RFPs (Requests for Proposals) were put out and they are now ready to go with a landscaper. Gardner asked about wages; Bob Peterson said a minimum wage is paid and that there are five business managers in this area. He said that some of the employees had been retained when Kerasotes took over but that projectionists have been eliminated because the manager now takes care of that responsibility.

Service asked how films are selected and Peterson said that was handled by a regional booking department. She said that the personal relations by the Kerasotes toward the City was distressing and Peterson apologized to the City for the eyesore this corner has become.

Bob Woolford, an interested citizen, asked why the slope was so steep and Peterson said this was an extremely valuable tract of land per square foot and this plan optimized the site and agreed that it was not esthetically very pleasing.

It was moved and seconded that Ordinance 88-50 be introduced and read by title only. Clerk Williams read the ordinance. ORDINANCE 88-50

It was moved and seconded that Ordinance 88-50 be adopted.

This ordinance proposed 21 single family lots on 11 acres and 48 multifamily units on the remaining 9 acres for an overall density of 3.75 units per acre. This site is adjacent to The Stands.

Gardner asked about greenspace.

Toni McClure from Planning said that there will be a small pond but that the 9 acres is all developable land. Clustering will provide a fair amount of green space. Gardner said she was talking about a park for children to play in.

The price range for the units would be in the \$125-135,000 range. Hogan asked about sidewalks and they will be on the north side of the Rogers road. He suggested that the park plans should be projected now so that the cash burden is shared by everyone.

Kiesling said that the Plan Commission recommended

sidewalks on both sides of Rogers Rd from High Street to Smith Road and commended the developer for working with the Plan Commission and the neighbors.

Gardner again urged the need for parks in the immediate area and Olcott suggested that there is an 80 acre park within one mile of the complex.

The ordinance received a roll call vote of Ayes:9,  
Nays:0.

It was moved and seconded that the following ordinances be introduced and read by title only for first reading by the Clerk . Clerk Williams read the ordinances by title only.

LEGISLATION FOR  
FIRST READING

Ordinance 88-51 To Transfer Appropriations Within the General Fund.

Ordinance 88-51

Appropriation Ordinance 88-7 To Specially Appropriate from the Cumulative Capital Development Fund Expenditures Not Otherwise Appropriated.

APPROPRIATION  
ORDINANCE 88-7

Ordinance 88-52 To Amend the Zoning Maps from RS to MP re: 1905 Vernal Pike (Arthur Staggs, Petitioner)

ORDINANCE 88-52

Ordinance 88-53 To Amend the Zoning Maps from RS to SM re: 919, 925, 929-1017 W. 2nd Street (Daniel Grossman, Lyander Honeycutt and the City Plan Commission, Petitioners.

ORDINANCE 88-53

There were no petitions or communications.

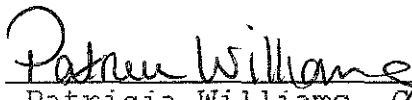
PETITIONS AND  
COMMUNICATIONS  
ADJOURNMENT

The meeting was adjourned at 8:50 P.M.

Chief Sharp asked parents to attend the DARE program at Grandview School at 7:00 P.M. on October 20, 1988.

ATTEST:

APPROVE

  
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Patricia Williams, CLERK  
City of Bloomington

  
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Pam Service, President  
Bloomington Common Council