

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

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES OF NOVEMBER 16, 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. Appropriation Ordinance 88-8 To Specially Appropriate from the General Fund (Public Works and Sanitation) and from the Local Road & Street Special Fund Expenditures Not Otherwise Appropriated.

Committee Recommendation: Do Pass 8 - 0

2. Ordinance 88-40 To Amend Title 16 of the Bloomington Municipal Code Entitled "Housing Inspection."

Committee Recommendation: Do Pass 7 - 1

3. Resolution 88-36 To Confirm Resolution 88-35 Which Designated the Property Located at 343 S. Rogers Street Described in the Application as an "Economic Revitalization Area."

4. Resolution 88-38 To Confirm Resolution 88-37 Which Designated the Property Located at 308 N. Morton Street Described in the Application as an "Economic Revitalization Area."

5. Resolution 88-40 To Approve the Use of Revenues from Municipal Building Vending Machines for City Employee Functions.

VII. LEGISLATION FOR FIRST READING

1. Ordinance 88-58 To Transfer Appropriations Within the General Fund.

2. Ordinance 88-59 To Transfer Dormant Fund Balances in the Fire Station Construction Fund, the UMTA Capital Grant Fund and the Local Road and Street Special Fund.

3. Ordinance 88-60 To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic."

4. Ordinance 88-61 To Amend the 1989 Salary Ordinance For Utilities Employees of the City of Bloomington.

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, December 7, 1988, at 7:30 P.M. with Council President Service presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
DECEMBER 7, 1988

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

ROLL CALL

Service gave the agenda summation.

AGENDA SUMMATION

The minutes were approved by a voice vote correcting the spelling of a Ms. Stuebe who spoke about the Bicycle Commission.

Gardner urged everyone at this holiday time to remember the less fortunate and support our local social service agencies. She addressed the situation with the EPA regarding a letter sent by the Monroe County Board of Health concerning Fell Iron and Metal. Questions and concerns about safety of the clean-up have been raised and so far we have not had a response. She asked the other councilmembers for their opinion and input on whether a letter should be sent to the EPA and if they supported such an action.

MESSAGES FROM
COUNCILMEMBERS

Kiesling said she would support the letter action and went on to remind citizens about the UNICEF holiday items available at the library, the recycling schedule, the need for community support of the community kitchen with food, money and volunteers. She said she appreciated the provisions made by Helene's House and the Perry Township Pantry.

Hogan also supported the letter concept. He then stated that Resolution 88-39 should be allowed to "fade away" and be replaced by Resolution 88-41 (Mayor Allison did not sign Resolution 88-39 calling for a Bicycle Safety coordinator and various other provisions for a safe access program here in Bloomington.

Olcott said that we all support Lin's suggestion but he wasn't too sure that writing letters had that great an impact or effect. He said that the EPA has messed with a lot of areas of this clean-up and not very satisfactorily. He congratulated the I.U. Soccer team on the NCAA victory.

Young agreed with Gardner.

Register agreed that it would take a long time, many phone calls and maybe we would have the EPA's attention. He encouraged people to come downtown and enjoy the holiday canopy of lights.

White echoed the same concerns about the Fell Iron situation and noted that the bottom line is that we all want the clean-up to be safe. He hoped that the councilmembers would take the opportunity to visit the Indianapolis incinerator on the planned December 17 trip. He noted that the Council committee on Growth and Development met with I.U. officials and discussed planning, zoning, infrastructure, new road-ways and numerous other issues of concern.

Fernandez said he agreed with the Fell Iron comments so far and said that piles of contaminated materials hardly seems like a suitable clean-up process. Most disturbing is the EPA attitude. He reminded the public about Lee Hamilton's public meeting on Friday and that Liberty Bowl tickets are still available.

Service agreed with the letter suggestion saying that it was outrageous how the EPA has ignored local comment and concerns. The EPA ran a risk assessment and then kept it confidential. She said that she is often asked if she would vote for the consent decree if she had it all to do over again. She said that her response has been "yes" because without the decree we would have even less say in a situation like Fell Iron. She announced the weekend presentations of all the theater groups in Monroe County joining together for an evening of theater. She commended Chris Gardner, Deputy Prosecutor for being chosen as one of five directors of the State Child Abuse prevention Association. He also stated that contrary to popular rumor, that the Services did not own rental property.

It was moved by Fernandez that Marie Webster be appointed to the Utilities Service Board. The motion was seconded by Gardner. Fernandez said that the committee recommendation was 2-1. Olcott said that he was the "1" committee vote and that he nominated Richard Eherenman. Hogan seconded that nomination. Hogan then asked that the motion be tabled until the next meeting, that it was inappropriate to discuss the applicants publicly and that he felt that he did not know enough about the particular applicants. Gardner seconded his motion.

There was a roll call vote of 6-3 (Kiesling, Service, Fernandez) to table the USB appointment. Fernandez, annoyed, said that this appointment has been pending for months, was long overdue, and that anyone could have made any kind of inquiry over the many weeks that this has been waiting. Service seconded that comment.

Hogan expressed concern that this would be political if voted on tonight, that the vote would take place along "party lines". Olcott disagreed that it was political and was concerned that this conclusion would be drawn.

Mayor Allison presented an Encomium to the two soccer captains and said that Hall Signs was putting signs at the six city entrances noting the fact that we are the NCAA Soccer Champions.

It was moved and seconded that Resolution 88-36 be introduced and read by title only. Clerk Williams read the resolution.

It was moved and seconded that Resolution 88-36 be adopted. This resolution confirms Resolution 88-35 regarding 343 S. Rogers for tax abatement. Linda Williamson was available for comment and questions.

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

It was moved and seconded that Resolution 88-38 be introduced and read by title only. Clerk Williams read the resolution by title only.

It was moved and seconded that Resolution 88-38 be adopted. This resolution confirms Resolution 88-37 regarding tax abatement for 308 N. Morton. Linda Williamson was available.

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

APPOINTMENTS TO
BOARDS AND
COMMISSIONS

MESSAGES FROM
MAYOR

LEGISLATION FOR
SECOND READING
RESOLUTION 88-36

RESOLUTION 88-38

It was moved and seconded that Appropriation Ordinance 88-8 be introduced and read by title only. Clerk Williams read the ordinance.

APPROPRIATION
ORDINANCE 88-8

Pat Patterson addressed Fernandez' earlier question about profits from the recycling effort...Overall it has been a success and the actual profit has been \$308.67. Olcott asked about efforts to pool with other communities regarding insurance. Betty Merriman said that wasn't really a consideration for us and that the premiums are extraordinarily high. She said that regarding self insurance, we will do it regarding workmans compensation.

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

It was moved and seconded that Ordinance 88-40 be removed from the table and introduced and read by title only. Clerk Williams read the ordinance.

ORDINANCE 88-40

Steve Hogan said that he would vote "no" on this ordinance. He felt that it was bureaucratic. Young said that in the spirit of cooperation she would support the ordinance but that she did not think it was the best solution.

White said that more than anything this ordinance confirms that the city government cares about its community, the environment, and the way people live. Gardner supported the ordinance and suggested that the university have copies of the tenants rights. This ordinance has been amended since it was introduced last fall and so it is necessary to vote on the amendment Section 16.12.050 dealing with disclosure was changed substantially and thus a somewhat different ordinance is before us this evening.

The amendment received a roll call vote of Ayes:8, Nays:1 (Hogan)

The ordinance, as amended, received a roll call vote of Ayes:8, Nays:1 (Hogan).

It was moved and seconded that Resolution 88-40 be introduced and read by title only. Clerk Williams read the resolution.

RESOLUTION 88-40

It was moved and seconded that Resolution 88-40 be adopted. This resolution is necessary in order to use \$500 for the City Christmas party. The monies come from coin operated vending machines in non-public areas of municipal buildings.

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

It was moved and seconded that the following ordinances be introduced and read by the Clerk for first reading before the common council.

FIRST READINGS

Ordinance 88-58 To Transfer Appropriations Within the General Fund.

ORDINANCE 88-58

Ordinance 88-59 To Transfer Dormant Fund Balances in the Fire Station Construction Fund, the UMTA Capital Grant Fund and the Local Road and Street Special Fund.

ORDINANCE 88-59

Ordinance 88-60 To Amend Title 15 of the BMC Entitled "Vehicles and Traffic."

ORDINANCE 88-60

Ordinance 88-61 To Amend the 1989 Salary Ordinance for Utilites Employees of the City of Bloomington.

ORDINANCE 88-61

Joe Loop expressed concern about health and safety of our citizens regarding Fell Metal and Iron clean-up and asked if the councilmembers knew about consent decree

PETITIONS AND
COMMUNICATIONS

meeting that was going to take place in Indianapolis next week. Mayor Allison said it was a regular meeting between the USB and the regulatory agency. Loop urged more vocal action.

The meeting was adjourned at 9:10 P.M.
The motion NOT to meet next week failed by a vote of 8-1.

ADJOURNMENT

APPROVE;

ATTEST;



PAM SERVICE, President
Bloomington Common Council



PATRICIA WILLIAMS
City Clerk