

AGENDA
COMMON COUNCIL REGULAR SESSION
7:30 PM, WEDNESDAY, DECEMBER 16, 1987
COUNCIL CHAMBERS

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES FOR DECEMBER 2, 1987

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

1. Resolution 87-21 To Approve Rental And Use Agreement for Animal Shelter Operation.
2. Resolution 87-20 To Amend Criteria and Procedure for Designation of Economic Revitalization Areas within the City of Bloomington.
3. Resolution 87-23 To Approve the Use of Revenues from Municipal Building Vending Machines for City Employee Functions.
4. Resolution 87-22 To Applaud the Work of UNICEF and to Encourage the Citizens of Bloomington to Support UNICEF.
5. Ordinance 87-59 To Amend the Zoning Ordinance from MQ to ML/PCD and Grant Outline Plan Approval re: Hunter Road (Donald Francis, Petitioner).
6. Ordinance 87-57 To Vacate a Public Parcel re: an 82' x 12' portion of an Alley North of Fourteenth Street (Barry Elkins, Petitioner).
7. Resolution 87-19 To Express the Sense of the Common Council with Regard to the Performance by Westinghouse of its Obligations under the Consent Decree.

VII. FIRST READINGS

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

IX. ADJOURNMENT

In the Council chambers of the Municipal Building held on Wednesday, December 16, 1987 at 7:30 P.M. with Council President Mayer presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
DECEMBER 16, 1987

Roll Call: Service, Porter, Register, Olcott, Mayer, Gross, Foley, Murphy, Young.

ROLL CALL

President Mayer gave the agenda summation.

AGENDA SUMMATION

The minutes of December 2, 1987 were approved by a voice vote.

APPROVAL OF MINUTES

All of the councilmembers noted the coming holidays and expressed their respect and appreciation for their fellow councilmembers, those who are remaining on the council and those who will not be returning in January. Service praised Mayer as Council President this past year, thanked John Porter a fellow Methodist for his good humor and Pat Gross for her financial expertise and perception. Porter said that for him this was not just the end of a term but probably the end of a career. Years ago he listened to a speaker who urged people to get involved with their community. He listened well, ran for the County Council, served for four years on that body and eight years on the City Common Council. He thought this was about it. Register said it has been an honor and a privilege to serve with all his fellow council members. Olcott said what a really good group it was and Gross praised the individual strengths of each councilmember and expressed her gratitude to the citizens of Bloomington who elected her four years ago to represent them. Foley thanked everyone and Murphy thanked everyone for the support and encouragement over the years, especially City employees, all the people who serve on boards and commissions, the press and the folks from Channel Three who cover the meetings week after week. Young also expressed her best wishes for the holiday and said it has been an honor and privilege. Tim Mayer thanked everyone, wished newly elected councilmembers the best of luck and said goodbye.

MESSAGES FROM
COUNCILMEMBERS

Mayor Allison, speaking on behalf of the community thanked everyone who served on the Common Council. "There has been a balance in terms of viewpoint and in terms of consensus and very difficult issues have been dealt with. She thanked Register for his judgement regarding economic issues, Mayer who came to the Council with a concern for neighborhoods, Gross with her special financial background and leadership, Foley with his concern about human rights and the west side, Murphy with his years on the Plan Commission, Economic Development and the special tenacity with which he represented his district and to all the councilmembers for the countless hours and hard work.

MESSAGES FROM
MAYOR

Julie Kagel gave a report on Tox-Away Day.

COMMITTEE REPORTS

Mayer announced the vacancies on the various city Boards and Commissions.

Service said that Resolution 87-19 would be withdrawn from the agenda this evening. A similar resolution will probably be presented next year, but this resolution no longer reflects the current situation.

Olcott moved and Foley seconded the motion that Resolution 87-21 be introduced and read by title only. Clerk Williams read the resolution.

LEGISLATION FOR
SECOND READING
RES. 87-21

Olcott moved and Foley seconded the motion that Resolution 87-21 be adopted.

Jim Lang said that the Board of Public Works has already approved this resolution

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

Olcott moved and Foley seconded the motion that Resolution RES. 87-20 87-20 be introduced and read by title only. Clerk Williams read the resolution.

Olcott moved and Foley seconded the motion that Resolution 87-20 be adopted. Glenda Morrison thanked all of the councilmembers for their support over the year. The resolution received a roll call vote of Ayes:9 Nays:0.

Register said that recent state legislation will not allow tax abatement for retail establishments within city limits and a project will not be considered for abatement if a building permit has been issued before abatement is granted or if the project is already under construction.

Service expressed concern as almost all of downtown is retail. Morrison said that she would do more to publicize the recent changes.

Olcott moved and Foley seconded the motion that Resolution 87-23 be introduced and read by title only. Clerk Williams read the resolution. RES. 87-23

Olcott moved and Foley seconded the motion that Resolution 87-23 be adopted. There was no discussion and the resolution received a roll call vote of Ayes:9, Nays:0

Olcott moved and Foley seconded the motion that Resolution 87-22 be introduced and read by title only. Clerk Williams read the resolution. RES. 87-22

Olcott moved and Foley seconded the motion that Resolution 87-22 be adopted. Kiesling thanked everyone for their support. The resolution received a roll call vote of Ayes:9, Nays:0

Olcott moved and Foley seconded that motion that Ordinance 87-59 be introduced and read by title only. Clerk Williams read the ordinance by title only. ORD. 87-59

Olcott moved and Foley seconded the motion that Ordinance 87-59 be adopted. There was a short discussion regarding the relocation of the A-1 Tree Service and the PCD is needed for the tree service use designation. The ordinance received a roll call vote of Ayes:9, Nays:0

Olcott moved and Foley seconded the motion that Ordinance 87-57 be introduced and read by title only. Clerk Williams read the ordinance. ORD. 87-57

Olcott moved and Foley seconded the motion that Ordinance 87-57 be adopted. Tim Mueller began the discussion by saying that the petitioners request has been denied by the Plan Commission; that the alley is a positive benefit if someone ever wants to develop the area as single family again and this particular alley pattern offers an advantage to other property owners of adjacent property. The petitioner has stated that he would grant utility easements since he only wants to pave it for parking access. The project would be made up of ten (10) 5 bedroom units with 3½ parking spaces per unit and this proposal has been poorly received by the adjacent neighbors. Young asked if this would go to the Plan Commission and Mueller said yes, if the council approves the rezoning tonight. Service said that this type of development is not a positive step.

Terry Elkins, the Petitioner said that the alley is not used by anyone anymore, that three old delapidated buildings would be torn down just west of the property. "The only reason for the alley is for a continuous route, even tho the alley has never been used as an alley" He agreed to open the area north of the alley and improve it. The tract meets all code specifications and if the parking spaces provided in the code are insufficient, then change it, that he is not asking for any variances and that this is a half million dollar project to add to the tax base

He suggested the the Plan Commission and the Council were selectively enforcing the code. Register asked how long he had owned the property and Elkins replied about 9-10 months. At the present time approval for a four unit complex has been approved.

Mr. Capp, an adjacent property owner said there is a water problem in existing rental houses and there is a problem trying to get in and out of the alley.

Murphy commended the Plan Commission for their decision and asked if we were not creating more of a problem with density to the area.

The ordinance received a roll call vote of Ayes: 5, Nays:4 (Service, Register, Mayer, Gross).

There were no first readings.

There were no petitions or communications from the public.

The meeting was adjourned at 9:00 P.M.

FIRST READINGS


PETITIONS

ADJOURNMENT

APPROVE:

ATTEST:


Pamela Service, President
Bloomington Common Council


Patricia Williams,
Clerk
City of Bloomington