

AGENDA
COMMON COUNCIL REGULAR SESSION
7:30 PM, WEDNESDAY, FEBRUARY 19, 1986
COUNCIL CHAMBERS

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. APPROVAL OF MINUTES FOR February 5, 1986
- 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. Ordinance 86-5 To Amend the Bloomington Zoning Maps from MQ to ML/PCD and Grant Outline Approval Re: 2200 Vernal Pike (Larry Neidigh)

Committee Recommendation: Return to Plan Commission, 9-0
 2. Ordinance 86-7 To Amend the Bloomington Zoning Maps from RE to BA, Re: 100 Block E. Rhorer Rd. (William Nicholson)

Committee Recommendation: Do Pass 9-0
 3. Ordinance 86-8 To Amend the Bloomington Zoning Maps from RL to BA and Grant Outline Approval Re: North Side of SR 45 and East of Hwy 37, (Bill C. Brown Assoc.)

Committee Recommendation: Do Pass 9-0
 4. Ordinance 86-9 To Amend the Bloomington Zoning Maps fro ML to MG and Grant Outline Approval, Re: NW Corner SR 45 and Hwy 37, (Bill C. Brown Assoc.)

Committee Recommendation: Do Pass 9-0

VII. FIRST READINGS

1. Appropriation Ordinance 86-2 To Specially Appropriate from the Local Road and Street Fund Expenditures not Otherwise Appropriated
2. Ordinance 86-4 To Authorize the Use of the Special Non-Reverting Improvement Fund for the City of Bloomington Industrial Incentive Loan Fund
3. Resolution 86-6 To Approve and Authorize Guidelines and Procedures for the City of Bloomington Industrial Incentive Loan Fund
4. Ordinance 86-10 An Ordinance Finding a Need for the Construction of an Additional Fire Station and Providing Authorization for Issuance of General Obligation Bonds
5. Ordinance 86-11 An Ordinance Amending Section 15.64.010 of the Bloomington Municipal Code Entitled "Traffic Violation Schedule"

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, February 19, 1986, at 7:30 P.M. with Council President Regester presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
FEB. 19, 1986

Councilmembers present: Service, Olcott, Regester, Gross, Foley, Murphy, Young. Absent: (Out of town: Porter and Mayer)

ROLL CALL

Council President Regester gave the Agenda Summation.

AGENDA SUMMATION

The minutes of February 5, 1986 were approved by a voice vote.

MINUTES FOR
APPROVAL

Service announced the various times of the workshops sponsored by Environ, Inc. dealing with the fundamentals and risk assessment of the incinerator.

COUNCIL MESSAGES

Olcott was angry regarding the County Council's recommendation to cut funding for parks from \$90,000 to \$45,000 for this fiscal year. Fifteen years ago the cooperative effort began and it has benefited all of the citizens of Monroe County. In 1971 Monroe County asked that the County participate in this program and a .05 levy was proposed with the understanding that it would gradually be increased until the County and the City rate would be the same. The proof of County usage was certainly there. The County is simply not paying their fair share and if there is any question about double taxation (in reference to a newspaper comment by Don Wagner, County Councilmember), the double tax is on the City resident. Olcott recommended the Council bringing the administration and Frank Ragan together and deciding what action to take. "I don't want a double standard rate", Olcott said, "it's just too tough on the kids. But what our department is doing for \$45,000 is ridiculous".

Gross said she trusted Olcott's judgement and said that it is about time to do something.

Foley, Murphy, Young and Regester all supported Olcott's statement and concurred that the time has come to do something.

It was moved and seconded that the following persons be appointed to the boards and commissions noted:

APPOINTMENTS
TO BOARDS &
COMMISSIONS

BZA	Don Wise	exp. 90
ANIMAL CONTROL	Susan Wintsch	88
ENVIRONMENTAL	Aaron Pettiford	88
	Laura Trout	88
	George Heise	88
	Kevin Komisarcik	88
HISTORIC	Rosemary Miller	88
HQAB	Eric Schneller	88
HUMAN RESOURCES	Douglas Boggs	88
	Victoria Thevenow	88

REDEVELOPMENT	Nelda Anderson	87
	David Walters	87
TELECOMMUNICATIONS	Susan Eastman	88
	Connie Beckwith	88
	Mark Stannard	88
TRAFFIC	Kevin Brennan	88
	Leila Baatz	88
USB	David Liebl	90

The nominations were approved by a voice vote.

Olcott thanked all of the people for their time and effort in applying to the various boards. Many incumbent boardmembers were reappointed and citizens are urged to watch the newspapers for vacancies as they occur from time to time.

Olcott moved and Foley seconded the motion that Ordinance 86-5 be introduced and read by title only. Clerk Williams read the ordinance by title only.

SECOND READINGS
ORD. 86-5

Olcott moved and Foley seconded the motion that Ordinance 86-5 be adopted. Young gave the committee report in which the Council voted 9-0 (in committee) to send the ordinance back to the Plan Commission.

Regester noted there was a recommendation from the Council Attorney that the Council reject the ordinance, that it revert back to the Plan Commission to start over, because there was an error in the notice of the plan commission meeting to adjacent property owners.

Murphy expressed concern about rejecting it on a technical basis while the actual point is that citizens did not have the right to be heard at the Plan Commission level.

Powell said that the ordinance could be heard again by the Plan Commission and the procedure we are following is based on state statutes which provide three alternatives: 1) to approve the ordinance 2) to reject the ordinance 3) or to amend the ordinance.

Gross stated that since the Plan Commission had not had the opportunity to hear citizen concerns and comments, the ordinance was not properly placed on our agenda in the first place.

Powell agreed that if the Councilmembers did not believe that the ordinance should have been placed on the Council agenda, then it was proper to remove the Ordinance from the agenda and return it to the Plan Commission.

Olcott then moved that Ordinance 86-5 be withdrawn and returned to the Plan Commission due to error in the notification letters, by the petitioner, to the adjacent property owners.

The motion received a roll call vote of Ayes: 7, Nays: 0.

President Register requested that the minutes reflect the reason for the withdrawal of the ordinance, i.e. the letter sent by petitioner stated the Plan Commission meeting time as 7:30 P.M. rather than the correct time of 7:00 P.M.

Olcott moved and Foley seconded the motion that Ordinance 86-7 be introduced and read by title only. Clerk Williams read the ordinance by title only. ORD. 86-7

Olcott moved and Foley seconded the motion that Ordinance 86-7 be adopted. Young gave the committee report.

There was a brief recap of committee discussion regarding the current request to rezone only the "back" part of the Rhorer Rd. tract.

The ordinance received a roll call vote of Ayes: 7, Nays: 0.

Olcott moved and Foley seconded the motion that Ordinance 86-8 be introduced and read by title only. Clerk Williams read the ordinance by title only. ORD. 86-8

Olcott moved and Foley seconded the motion that Ordinance 86-8 be adopted. Young gave the committee report.

Tim Mueller briefly reviewed Bill Brown's request for the rezoning on the north side of SR 45 and east of Hwy 37. Tom Osborne, a local resident, asked who has to be notified regarding rezoning. He was told that all adjacent property owners are notified.

There was no further discussion and the ordinance received a roll call vote of Ayes: 7; Nays: 0.

Olcott moved and Foley seconded a motion that Ordinance 86-9 be introduced and read by title only. Clerk Williams read the ordinance by title only. ORD. 86-9

Olcott moved and Foley seconded a motion that Ordinance 86-9 be adopted. Young gave the committee report.

The ordinance received a roll call vote of Ayes: 7, Nays: 0.

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

FIRST READINGS

° Appropriation Ordinance 86-2 To Specially
Appropriate from the Local Road and Street Fund
Expenditures Not Otherwise Appropriated.
Ordinance 86-4 To Authorize the Use of the
Special Non-Reverting Improvement Fund for the
City of Bloomington Industrial Incentive Loan Fund.
Resolution 86-6 To Approve and Authorize
Guidelines and Procedures for the City of Bloomington
Industrial Incentive Loan Fund.
Ordinance 86-10 An Ordinance Finding a Need
for the Construction of an Additional Fire Station
and Providing Authorization for Issuance of General
Obligation Bonds.
Ordinance 86-11 An Ordinance Amending Section
15.64.010 of the Bloomington Municipal Code Entitled
"Traffic Violation Schedule"

APP. ORD. 86-2
ORD. 86-4
RES. 86-6
ORD. 86-10
ORD. 86-11

The meeting was adjourned at 8:10 PM.

ADJOURNMENT

Approve:

Attest:


JAMES REGESTER, President
Common Council


PATRICIA WILLIAMS
City Clerk