

AGENDA
COMMON COUNCIL
WEDNESDAY, MARCH 21, 1984, 7:30 P.M.
COUNCIL CHAMBERS

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. MESSAGES FROM COUNCILMEMBERS
- IV. MESSAGES FROM THE MAYOR
- V. APPOINTMENTS TO BOARDS AND COMMISSIONS
- VI. PETITIONS AND COMMUNICATIONS
- VII. LEGISLATION FOR SECOND READING * DISCUSSION AND VOTE
 1. Ordinance 84-10 To Amend Section 17.08.080 of the Bloomington Municipal Code Entitled, "Special Plumbing Regulations".
Committee Recommendation: Forward without Recommendation 8-0
 2. Ordinance 84-8 To Authorize the City of Bloomington to Issue its "Economic Development Revenue Bonds Series A (Wicks Building Limited Partnership Project) and Approving Other Actions in Respect Thereto."
Committee Recommendation: Do-Pass 8-0
 3. Resolution 84-7 To Approve the Fire Protection Interlocal Cooperation Agreement Between the City of Bloomington, Bloomington Township, Perry Township, Van Buren Township and the Town of Ellettsville.
Committee Recommendation: Do-Pass 8-0
- VIII. LEGISLATION FOR FIRST READING
 1. Ordinance 84-12 To Amend the Zoning Maps From RL to ML or MG re: ~~2400-2550 N. Curry Pike (John Guiner)~~ *postponed*
 2. Ordinance 84-13 To Vacate a Public Parcel (Alley Criminal Justice Building)
 3. Ordinance 84-14 To Amend Title 4 of the Bloomington Municipal Code Entitled "Business Licenses & Regulations" (Itinerant Merchants)
 4. Ordinance 84-15 To Amend Section 20.07.10.01 of the Bloomington Municipal Code Entitled, "Zoning Ordinance"
- IX. MINUTES FOR APPROVAL: March 7, 1984
- X. ADJOURNMENT

In the Council Chambers of the Municipal Building held on Wednesday, March 21, 1984, at 7:30 P.M. with Council President Gross presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
MARCH 21, 1984

Councilmembers present: Service, Porter, Register, Olcott, Gross, Foley, Murphy, Young. Absent: Mayer (out of town).

ROLL CALL

President Gross gave the agenda summation.

AGENDA SUMMATION

Murphy informed the Council that his mother, who resides in Florida, was elected a National Convention Delegate with a vote count of 13,000. Politics definitely runs in the family and the parental side seems to be doing okay.

MESSAGES FROM
COUNCILMEMBERS

Young wished I.U. well in the NCAA basketball game against North Carolina on Thursday evening. He also reminded the weatherman that this is supposed to be SPRING!!!

There was no Mayoral Message.

MESSAGES FROM MAYOR

Service moved and Foley seconded a motion that Robert Heinich be appointed to the Telecommunications Council for a term of two (2) years, that term expiring 1/86.

BOARD AND COMMISSION
APPOINTMENT:
TELECOMMUNICATION
COUNCIL

Mr. Heinich's nomination was approved by a voice vote.

Terry Lenn informed the Council that he was promoting the first computer utility in the state and hoped the Council would consider sending a telegram to the Apple Computer Company c/o Steven Jobs. Olcott suggested that Mr. Lenn contact the MONROE County/Bloomington Economic Development representative Scott Reininking for advice and information.

PETITIONS AND
COMMUNICATIONS

Olcott moved and Foley seconded a motion that Ordinance 84-10 be introduced and read by title only. Clerk Williams read the ordinance by title only.

LEGISLATION FOR
SECOND READING:
ORD. 84-10 TO AMEND
SECTION 17 of BMC
RE: SPECIAL PLUMBING
REGULATIONS

Olcott moved and Foley seconded a motion that Ordinance 84-10 be adopted. Murphy gave the committee report and synopsis.

Jeff Kaden, from Utilities, presented a compromise amendment regarding the depth of a water line from the meter to the residence under construction. Kaden said that the frost line this year was down to 42" and that the American Waterworks Association has come up with a projection that Bloomington and Monroe County are in an area with a potential of 42" to 48" frost line. In 1983-84 the Utilities received 994 calls concerning frozen water lines-423 were diagnosed as 'private problems' (42%).

Young asked how many turned out to be pipes within walls that were frozen (external wall pipes). Kaden did not know. Young said we were not solving any problems with this ordinance if wall pipes continue to be a freezing problem. Why not change the wall thickness and insulation requirements or not allow water pipes on external walls. Young continued that this was not a utilities concern from the meter in and why was utilities even proposing this ordinance. Young was not convinced that this ordinance was necessary.

Kaden said that developers are putting water mains along the roadsides and that water lines actually cross streets and roads. These are particularly susceptible to freezing.

Service wondered how the amendment could solve the problem. Developers could encounter rock 6" deep and therefore be exempted from the four foot pipe depth. The question is what is going to be best for the people living in the house.

Young asked what the meter placement depth was. Kaden said four feet. Young said that it was often 2 feet and if the utilities would pack the cavity with some insulating material like vermiculite there would be fewer problems with meters freezing. This ordinance places an unnecessary burden on developers and is not really beneficial to anyone.

Gross asked if plastic pipes were more susceptible to freezing. Kaden did not know.

Murphy commented that the order of discussion was backward and Olcott moved and Foley seconded a motion that the amendment before the council be read, discussed and then voted on.

The minimum cover shall be four (4) feet below the finished grade except where rock is encountered. However, at no time shall the water service line be shallower than three (3) feet from the finished grade.

Olcott deferred to Young as having expertise in this particular matter. Young again stated that ordinance was unnecessary, will stir a certain amount of backlash and will not make anything better.

The amendment received a roll call vote of Ayes:6, Nays:2 (Service, Young).

The ordinance, as amended, received a roll call vote of Ayes: 7, Nays: 1 (Young).

Olcott moved and Foley seconded a motion that Ordinance 84-8 be introduced and read by title only. Clerk Williams read the ordinance by title only.

ORD. 84-8
TO AUTHORIZE THE
CITY TO ISSUE EDC
BONDS TO WICKS BLDG.
(FRED PRALL)

Olcott moved and Foley seconded a motion that Ordinance 84-8 be adopted. Murphy read the committee report and synopsis.

There was no discussion and the ordinance received a roll call vote of Ayes:8, Nays:0.

Olcott moved and Foley seconded a motion that Resolution 84-7 be introduced and read by title only. Clerk Williams read the resolution by title only.

RES. 84-7
TO APPROVE INTERLOCAL
FIRE AGREEMENT

Olcott moved and Foley seconded a motion that Resolution 84-7 be adopted. Murphy gave the committee report and synopsis.

Linda Runkle said that basically the interlocal agreement provides for the transmission of a radio signal by the Bloomington Fire Department and includes a mediation panel of fire chiefs and the Bloomington Progress Council.

Mayor Allison said the the agreement is a very positive one and its principal goal is to avoid duplication of services and confusion and congestion at fire scenes. The City is ready to sign the agreement at the next meeting (March 23, 1984). If all parties do not sign we will still honor our contracts and provide service and honor all first response contracts.

Olcott said that articles in the local newspaper state the township trustees and fire chiefs are against the agreement. He said he did not want to vote on something if "someone does not want us".

Allison said the City is trying to be as cooperative as possible and this has been our position all along. She commended Chief Fleener on his patience during some of the difficult negotiations. It is a simple agreement, Allison continued, already agreed to verbally by all parties concerned, with one notable exception- the Ellettsville Town Board passed on this agreement and the City is ready to sign.

Brian Werth asked why the township officials were not invited to the meeting. Gross said that the Council was not asked to decide the merits of the contract but only to approve it.

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

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

FIRST READ.
ORD. 84-13
ORD. 84-14
ORD. 84-15

Ordinance 84-13 To Vacate a Public Parcel (Justice Building Alley)
Ordinance 84-14 To Amend Title 4 of the BMC entitled Business Licenses and Regulations (Itinerant Merchants)
Ordinance 84-15 To Amend Section 20.07.10.01 of the BMC entitled "Zoning Ordinance"

The minutes of March 7, 1984 were approved by a voice vote.

APPROVAL OF MINUTES

David Shleibaum protested the opportunity to address the council regarding the Special Plumbing regulations.

The meeting was adjourned at 8:15 P.M.

ADJOURNMENT

APPROVE:

Patricia A. Gross
Patricia Gross President

ATTEST:

Patricia Williams
Patricia Williams, Clerk