

AGENDA  
COMMON COUNCIL  
WEDNESDAY, JUNE 20, 1984, 7:30 P.M.  
COUNCIL CHAMBERS

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. MESSAGES FROM COUNCILMEMBERS
- IV. MESSAGES FROM THE MAYOR
- V. PETITIONS AND COMMUNICATIONS
- VI. LEGISLATION FOR SECOND READING AND VOTE
  - 1. Appropriation Ordinance 84-8 To Specially Appropriate from the Local Road and Street Fund Expenditures Not Otherwise Appropriated by the City of Bloomington. (Rogers Street Bridge and Smith Road Underpass)  
Committee Recommendation:
  - 2. Ordinance 84-28 To Establish a Municipal Cumulative Capital Development Fund for 1985, 1986, and 1987  
Committee Recommendation:
  - 3. Ordinance 84-29 To Amend the Bloomington Zoning Maps dated June 7, 1978 (RH to BA Crouch and Cherkala)  
Committee Recommendation:
  - 4. Resolution 84-13 A Resolution of the Common Council of the City of Bloomington in Support of Senate Bill 1578 "Local Government Anti-Trust Act".  
Committee Recommendation:
- VII. LEGISLATION FOR FIRST READING \* NO DISCUSSION
  - 1. Ordinance 84-31 To Amend the 1984 Salary Ordinance to Create the Position of Programmer I and Programmer II Police Department and Controller's Department.
  - 2. Ordinance 84-32 To Amend the 1984 Salary Ordinance to Create the Position of Historic Preservation/Rehabilitation Specialist.
  - 3. Ordinance 84-33 To Amend the Bloomington Municipal Code Chapters 14.28, 6.04 and 6.06 Regarding Trash Pick-Up and Litter Control.
  - 4. Ordinance 84-34 To Amend Title 15 of the Bloomington Municipal Code (Speed Limit for Whitehall Pike)
- VIII. MINUTES FOR APPROVAL \* JUNE 6, 1984
- IX. ADJOURNMENT

In the Council Chambers of the Municipal Building held on Wednesday, June 20, 1984, at 7:30 P.M. with Council President Gross presiding over a Regular Session of the Common Council.

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

President Gross gave the Agenda Summation.

Service thanked the interested citizens who are working together to plan a 4th of July parade to be held in our community on the holiday. She also commended the Animal Shelter for receiving accreditation for the fifth year in a row. Our shelter is an example nationwide, of a facility, that we should be very proud of.

There was no Mayoral message.

Mike Andrews hoped the City would consider appropriating monies to fund a PCB testing lab that would not fall under the jurisdiction of the official agencies. The 'city lab' could test for dioxins using I.U. test facilities and hire a person such as Ron Smith to do the tests. "We could take the initiative in an early warning system of testing". Andrews suggested an appropriation of \$ 40-50,000. He then passed out a copy of Veridian magazine and suggested the council read it for a slant slightly different from the H-T.

Mrs. Gosser discussed the inconsistencies in the housing inspection program and said that many of the citations had nothing to do with health and safety - they were only cosmetic. There is discrimination against property owners who rent, but not against terrible property conditions of the property owners who reside at their own properties. A lot of people are on fixed incomes and are often forced to sell because they cannot make the recommended improvements. (Mrs. Gosser met earlier in the evening with several councilmembers to discuss her concerns)

Regester suggested that Mrs. Gosser sit down with the housing office personnel and itemize the complaints in some orderly fashion so that very specific issues could be discussed. "Going through three or four people is not the way to proceed", Regester said.

Mrs. Gosser was reluctant to do as Regester suggested - too many people are afraid of "recriminations" during future inspections.

Norman Deckard thought the housing office had lost all sense of direction. He did not think they were 'nit-picking' about the Municipal Code, but that the housing office changes their requirements almost daily. He noted bathroom ventilation as a particular problem. He said to many people were forced to go to the HQAB to protest the inspection results. They have talked with the Mayor and were upset that nothing has changed or improved.

Joe Avery was also upset about sidewalk repair. He said he would put up the <sup>cost of</sup> material but then nothing happened, no one ever came around.

Service asked for specific complaints for specific citations. There are good property owners and we all know there are property owners that are not responsible and concerned about their tenants.

COMMON COUNCIL  
REGULAR SESSION  
JUNE 20, 1984

ROLL CALL

AGENDA SUMMATION

MESSAGES FROM  
COUNCILMEMBERS

MESSAGES FROM MAYOR

PETITIONS AND  
COMMUNICATIONS

Norman Deckard said the current BOCA Code deals with new construction, not rental units, and the goal of the housing office seems to be to bring all buildings and units up to the 'new' building code requirements. "This is totally unrealistic and the city is going to start getting law suits".

Young said the housing office must be consistent and not be citing one property owner for something and then not cite the other.

Orville Long said the real problem was inconsistency and reporting things that were not complained about. He mentioned a certain situation when a tenant asked for an inspection - the housing office said they found nothing and yet cited the owner (Long) for all of the things she complained about, not what they actually found.

William Gosser said there were political reasons why the housing code was popular a few years ago and why people voted for it. The maintenance code was just slipped in a few years ago and all of a sudden owners were being cited for all kinds of things. The tenant was never cited, even when he caused the problem. He thought we should do away with the municipal code parts that make a landlord paint and repair windows and do all sorts of cosmetic things that have nothing to do with health and safety.

Orville Long said the matter of interpretation should not be left up to the inspector. At the bottom of his report was the notation that this (His) apartment was one of the best in Bloomington and yet there were 30-32 violations. The city seems to like harassing landlords and coming down on them.

Murphy suggested documentation of these complaints before the budget hearing process begins. He praised the HQAB, noting that it serves a very vital function. Murphy said that with a district of almost 60% renters he was very much in favor of the housing code inspection program.

Gross thanked everyone for coming and addressing the issue.

Bob Schwarzwald, chairman of the HQAB spoke on behalf of a strong code to protect all the citizens of Bloomington.

Dean Behnke said that Mrs. Gosser did speak with him last fall and he was <sup>that she felt that</sup> sorry her problems were not addressed. Behnke said the Code itself was very flexible and right now they were working on policy matters pertaining to inspections and consistency in those inspections.

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

Murphy moved and Foley seconded a motion that Appropriation Ordinance 84-8 be adopted. Porter gave the committee report.

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

FIRST READINGS:  
APP.ORD 84-8  
ROGERS STREET BRIDGE  
AND SMITH ROAD  
UNDERPASS.

Murphy moved and Foley seconded a motion that Ordinance 84-28 be introduced and read by title only. Clerk Williams read the ordinance by title only. ORD. 84-28 TO ESTABLISH THE CUM. CAP. FUND

Murphy moved and Foley seconded a motion that Ordinance 84-28 be adopted. Porter gave the committee report.

Betty Merriman reminded the Council that this ordinance was just establishing the fund, not appropriating the money in any way.

Young asked why the city was paying to demolish the Wayne Feed store and how they arrived at that particular figure. Merriman said it was based on the price paid to demolish the Thrasher building several years ago.

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

Murphy moved and Foley seconded a motion that Ordinance 84-29 be introduced and read by title only. Clerk Williams read the ordinance by title only.

ORD. 84-29 TO AMEND THE ZONING MAPS (CROUCH AND CHERKALA)

Murphy moved and Foley seconded a motion that Ordinance 84-29 be adopted. Porter gave the committee report.

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

Murphy moved and Foley seconded a motion that Ordinance 84-29 be introduced and read by title only. Clerk Williams read the ordinance by title only.

Murphy moved and Foley seconded a motion that Ordinance 84-29 be adopted. Porter gave the committee report.

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

Murphy moved and Foley seconded a motion that Resolution 84-13 be introduced and read by title only. Clerk Williams read the resolution by title only.

RES. 84-13

Murphy moved and Foley seconded a motion that Resolution 84-13 be adopted. Porter gave the committee report.

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

Murphy moved and Foley seconded a motion that the following ordinances be introduced and read by title only for first reading. Clerk Williams read the ordinances by title only.  
Ordinance 84-31 To Amend the 1984 Salary Ordinance to Create the Position of Programmer I and Programmer II in the Police Department and Controllers Office.  
Ordinance 84-32 To Amend the 1984 Salary Ordinance to Create the Position of Historic Preservation/ Rehabilitation Specialist.  
Ordinance 84-33 To Amend the Bloomington Municipal Code Chapters 14.28, 6.04 and 6.06 Regarding Trash Pick-up and Litter Control.  
Ordinance 84-34 To Amend Title 15 of the BMC (Speed Limit for Whitehall Pike).

FIRST READINGS.  
ORD. 84-31  
ORD. 84-32  
ORD. 84-33  
ORD. 84-34

The minutes of June 6, 1984 were approved.

APPROVAL OF MINUTES

The meeting was adjourned at 8:40 P.M.

ADJOURNMENT

APPROVE:

ATTEST:

Patricia A. Gross  
Patricia Gross, President  
Bloomington Common Council

Patricia Williams  
Patricia Williams,  
Clerk