

AGENDA

COMMON COUNCIL

APRIL 6, 1983, 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 DISCUSSION/VOTE - SECOND READINGS
  1. Ordinance 83-13 To Amend Chapter 15.60 of the Bloomington Municipal Code to Add a Provision for Parade Permits.  
Committee Recommendation: Do Pass 7-0-1
  2. Resolution 83-14 Recommendations of Mayor for Distribution of Community Development Funds  
Committee Recommendation: Do Pass 8-1
  3. Ordinance 83-14 To Amend the Bloomington Zoning Maps  
Re: SW Corner of West Third & Adams Streets from MG to BA (General Development)  
Committee Recommendation: Do Pass 9-0
  4. Ordinance 83-5 To Amend a Sub-Section of Section 20.06.02 and to Add a Section to Chapter 20.11 of Title 20 of the Bloomington Municipal Code  
Committee Recommendation: Do Pass 6-2
- VIII. INTRODUCTION OF LEGISLATION FOR FIRST READING
  1. Ordinance 83-17 To Authorize a Temporary Loan from the City of Bloomington Utilitites Department to the City of Bloomington
  2. Ordinance 83-12 An Ordinance Concerning the Voluntary Annexation of Contiguous Territory
  3. Ordinance 83-19 An Ordinance to Amend Section 15.32.080 of Title 15, Entitled "Vehicles and Traffic" of the Bloomington Municipal Code
  4. Ordinance 83-20 To Amend Section 4.04.110 of the Bloomington Municipal Code Entitled "Lunch Wagon"
  5. Ordinance 83-16 To Amend the Bloomington Zoning Maps, Dated June 7, 1978 (Conard) PUD
  6. Ordinance 83-6 An Ordinance Establishing the Executive and Administrative Organization of the City of Bloomington
  7. Ordinance 83-15 To Amend Certain Sections of Chapter 2.04 of the Bloomington Municipal Code, Entitled "Common Council"

In the Common Council Chambers of the Municipal Building held on April 6, 1983, at 7:30 P.M. with Council President Kathy Dilcher presiding over a Regular Session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
APRIL 6, 1983

Councilmembers present: Towell, Porter, Service, Dilcher, Murphy, Gross, Hogan. Absent: Morrison, Olcott.

ROLL CALL

Council President Dilcher gave the agenda summation.

AGENDA SUMMATION

Gross thanked Workable Programs chairman Bruce Houghtelin and his committee for their many hours devoted to the Community Development Fund resolution. She also expressed concern about the Griffy Lake plans and the decisions that neglected citizen input and concerns. The experiment will not work without the good will of all citizens and while the boats may be alright, she was sorry that the decision was not revoked.

MESSAGES FROM  
COUNCILMEMBERS

Towell agreed with Gross, saying the problem was not necessarily just the boats, but that a large part of the concern was that no attention had been given to the erosion problems in the area. He suggested a city employee, similar to the cemetery staff, be present in the area to study the ecological nature of the area. The polarization of citizens was an unpolitic way of handling the situation. He proposed a year of study and negotiation.

There was no Mayoral message.

MESSAGES FROM THE  
MAYOR  
PETITIONS AND  
COMMUNICATIONS

Don Agostino, Chairman of the Telecommunication Council, presented the Council's workplan for the refranchise/renewal of the cable contract. He stressed the need for the community to be brought into the process by way of public forums and demonstrations, engineering studies, education of the public as to what is available and to determine what people are willing to pay for expanded cable television. The cost of the process will be determined by the number of filing fees. \$15,000-20,000 is a typical amount for a fee.

Hogan asked if competitive cable companies could co-exist in the same community and has it been successful elsewhere. Agostino said that arrangement was possible, by law, but not at all successful.

Towell asked Agostino if he thought the citizens of Monroe County were well served by the present franchise. Agostino thought there could be improvements in service and costs; "Bloomington gets a little lost in a 400 plus system".

Murphy asked about the recent addition of the Disney channel. Agostino said that of the seven types of available cable expansion, the children's channel was in least demand.

Dilcher inquired as to the problem of 'adequate service'. Does the council have to refranchise with the present company if another company is 'better'. Agostino said he hoped the Council would be confident of the Telecommunications Council's experience and knowledge regarding franchising and that much would depend upon the response at the time of actual refranchising. Dilcher thanked Agostino and the Council, expressing appreciation for the time and effort this process will take now and in the future. We are very fortunate to have it all right here.

The council approved the workplan by an unanimous voice vote.

Sam Hays, owner of a car that was towed over spring break, petitioned the Council for payment of the \$45 towing and storage fees. He said the city had blundered. The difference in local tow and storage charges was unethical.

Ann Vaughan said that any citizen can file a claim with the City's insurance company and/or file in small claims court.

Service moved and Murphy seconded a motion to introduce and read Ordinance 83-13 by title only. Clerk Williams read the ordinance by title only.

INTRODUCTION OF  
ORDINANCES FOR  
SECOND READING:  
ORD. 83-13  
PARADE PERMITS

Service moved and Murphy seconded a motion to adopt Ordinance 83-13. Dilcher read the legislative synopsis and Porter gave the committee report.

Towell requested ordinance models from other communities at the committee meeting. He felt that our ordinance could be improved, the original being somewhat primitive. Recent events in other cities indicate some improvement to be necessary.

Hogan expressed concern that the appeal time was insufficient; if a parade permit were denied then the Council would have to act upon the appeal immediately.

The amendment was amended to cause the Council to act upon the appeal within (5) days after its receipt.

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

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

Service moved and Murphy seconded a motion to introduce and read Resolution 83-14 by title only. Clerk Williams read the resolution by title only. Dilcher read the legislative synopsis and Porter gave the committee report.

RESL 83-14  
CDBG BLOCK GRANTS

Hogan's objections to the resolution centered around two points. Funding the Dental Care Program and the Downtown Economic Development Program. The Dental Care Center is injurious to local dentists; there is a long wait for appointments for routine dental care; does not provide care in crisis situations; and is often more costly than a private practice dentist. The economic development of a city should be the major responsibility of the Mayor and not someone else. Because of these two items Hogan could not support the resolution.

Murphy suggested voting on each appropriation.

Service said that many programs are inadequate to meet the real needs of a community but that should not stop a city from trying.

Hogan suggested a budget hearing format for CDBG funds, that problems cannot be solved by throwing dollars at them. At budget time the council spends hours dissecting each item and just such careful consideration should be given these monies even if it is federal monies.

Murphy said that the Workable Programs hearing goes on for months and the Dental Care Program and the Domestic Violence Service are two of the finest examples of a city's concern for its citizens. Gross said the advantage of the Workable Programs committee was the size of the group and the largeness of the group was an advantage over the relatively small Common Council input that could be exerted if the Council made the recommendations.

Service stated that in the past the entire CDBG program was the responsibility of the Council. This process involved many hearings and many problems and was not particularly satisfactory. It was almost impossible for nine councilmembers to amass the necessary information to determine the needs for an entire community. She suggested interested councilmembers attend the workable program meetings if they were interested in total participation.

The resolution received a roll call vote of Ayes: 6, Nays: 1 (Hogan).

Service moved and Murphy seconded a motion to introduce and read Ordinance 83-14 by title only. Clerk Williams read the ordinance by title only.

ORD. 83-14  
TO AMEND THE ZONING  
MAPS (GEN. DEV.)

Service moved and Murphy seconded a motion to adopt Ordinance 83-14. Dilcher read the legislative synopsis and Porter the committee report. There was no discussion of this ordinance.

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

Service moved and Murphy seconded a motion to introduce and read Ordinance 83-5 by title only. Clerk Williams read the ordinance by title only.

ORD. 83-5  
TO AMEND SUB-  
SECTION OF TITLE 20  
DEFEATED BY A VOTE  
OF 6-1

Service moved and Murphy seconded a motion to adopt Ordinance 83-5. Dilcher read the legislative synopsis and gave the committee report.

Tim Mueller said that legislation was pending in the state legislature that would negate this ordinance and requested that the Council deny this ordinance.

The ordinance received a roll call vote of Ayes: 1 (Service) Nays: 6.

The ordinance was defeated. (Certification to be sent to the Plan Commission by the Clerk).

The following ordinances were introduced for first reading by Service and seconded by Murphy. Clerk Williams read the ordinances by title only.

INTRODUCTION OF  
ORDINANCES FOR  
FIRST READING:

Ordinance 83-17 To Authorize a Temporary Loan from the City of Bloomington Utilities Department to the City of Bloomington.

ORD. 83-17

Ordinance 83-12 An Ordinance Concerning the Voluntary Annexation of Contiguous Territory.

ORD. 83-12

Ordinance 83-19 An Ordinance to Amend Section 15.32.080 of Title 15, Entitled, "Vehicles and Traffic" of the Bloomington Municipal Code.

ORD. 83-19

Ordinance 83-20 To Amend Section 4.04.110 of the Bloomington Municipal Code, Entitled "Lunch Wagons"

ORD. 83-20

ORD. 83-16

ORD. 83-6

ORD. 83-15

Ordinance 83-16 To Amend the Bloomington Zoning Maps, Dated June 7, 1978 (Conard PUD).

Ordinance 83-6 An Ordinance Establishing the Executive and Administrative Organization of the City of Bloomington.

Ordinance 83-15 To Amend Certain Sections of Chapter 2.04 of the Bloomington Municipal Code, Entitled "Common Council".

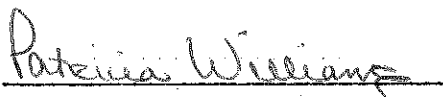
The minutes of March 23, 1983 were approved by a voice vote.

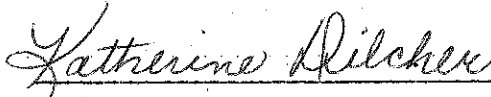
APPROVAL OF  
MINUTES  
ADJOURNMENT

The meeting adjourned at 9:15 P.M.

ATTEST:

APPROVE:

  
Patricia Williams  
City Clerk

  
Katherine Dilcher, President  
Bloomington Common Council