

AGENDA

COMMON COUNCIL

OCTOBER 19, 1983, 7:30 P.M.

REGULAR SESSION

COUNCIL CHAMBERS

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. MESSAGES FROM COUNCILMEMBERS
- IV. MESSAGES FROM THE MAYOR
- V. PETITIONS AND COMMUNICATIONS
- VI. LEGISLATION FOR DISCUSSION/VOTE - SECOND READINGS
 1. Appropriation Ordinance 83-11 To Specially Appropriate From the Local Road and Street Fund Expenditures Not Otherwise Appropriated by the City of Bloomington
Committee Recommendation: Do Pass 3-1-2
 2. Appropriation Ordinance 83-12 To Specially Appropriate From the Federal Revenue Sharing Trust Fund Expenditures Not Otherwise Appropriated by the City of Bloomington
Committee Recommendation: Do Pass 6-0.
 3. Ordinance 83-51 To Amend the Bloomington Zoning Maps from ML to RH, 1731 S. Park St. (May Mitchell)
Committee Recommendation: Do Pass 6-0
 4. Ordinance 83-52 To Amend the Bloomington Zoning Maps from RS to SM, 918 W. 2nd St. (William Tudor)
Committee Recommendation: Do Pass 0-5-1
 5. Ordinance 83-53 To Amend Title 4 of the Bloomington Municipal Code to Add Chapter 4.30 Entitled "Horse-Drawn Vehicles For Hire"
Committee Recommendation: Do Pass 6-0.
 6. Ordinance 83-54 To Transfer Appropriations Within the Parks and Recreation Operating Fund
Committee Recommendation: Do Pass 6-0.
 7. Ordinance 83-55 To Authorize the City to Approve and Execute a Second Supplemental Loan Agreement and Mortgage Pertaining to the Indiana University Retirement Community, Inc. Project
Committee Recommendation: Do Pass 6-0.
- VII. INTRODUCTION OF LEGISLATION FOR FIRST READING
 1. Ordinance 83-56 To Amend Various Sections of Title 15, Vehicles and Traffic, of the Bloomington Municipal Code
- VIII. APPROVAL OF MINUTES - OCTOBER 5, 1983
- IX. ADJOURNMENT

In the Council Chamber of the Municipal Building held on October 19, 1983, with Council President Dilcher presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
OCTOBER 19, 1983

Councilmembers present: Towell, Porter, Service, Dilcher, Murphy, Gross, Hogan.
Absent: Morrison(mayoral candidate forum)
Olcott(Out of town)

ROLL CALL

Council President Dilcher gave the agenda summation.

AGENDA SUMMATION

Towell said that he was very pleased about the re-painting of traffic lanes on College Avenue, south of Seventeenth Street. He went on to say that there are still problems at Kirkwood and Walnut Street; when fire hydrants were opened debris washed up and the street lights at that particular corner have not worked for some time. A tree is growing out of the sidewalk near the Book Corner at Walnut and Kirkwood.

MESSAGES FROM
COUNCILMEMBERS

Service said that the traffic lights at that corner (Kirkwood and Walnut) were included in the Traffic Signalization project.

Clerk Williams read a statement from Councilmember Olcott acknowledging the years of service given our community by Phil Riley. The dedicated police service Phil has displayed to both the University and the City has always been on the highest level. On behalf of the entire Council, Olcott wished Chief Riley the very best.

Gross seconded the statement regarding Chief Riley.

There was no Mayoral message.

MAYORAL MESSAGE

Pete Tescione, a Citizens Party candidate in this year's Municipal election, said that he was pleased by the proposed incineration plan that is being negotiated between the City and the Westinghouse Corporation, a plan that he proposed three years ago as a method of disposing of PCBs. He was concerned that no toxic products be released into the air by the burning of trash and PCB contaminants. He suggested several recommendations for consideration, as well. That trash be properly separated before incineration so that dioxins or other harmful pollutants not be produced, that a recycling program be part of the process; suggested the incinerator be placed in the NE area of the county so that the air currents would flow over Morgan-Monroe forrest and not over populated areas and lastly, that the City recover all PCB related expenses.

PETITIONS AND
COMMUNICATIONS

Dilcher thanked Tescione for his comments.

Gerald Funk, coordinator for a local group of Amnesty International, presented a statement, asked for signatures on a petition and said that the petition would be in the Mayor's office, and the Public Library. The public was invited to sign the petition.

Towell moved and Murphy seconded a motion to introduce and read Appropriation Ordinance 83-11 by title only. Clerk Williams read the appropriation ordinance by title only.

INTRODUCTION OF
ORDINANCES FOR
SECOND READING:
APP. ORD. 83-11
(TRAFFIC SIGNAL-
IZATION)

Towell moved and Murphy seconded a motion to adopt Appropriation Ordinance 83-11. Gross gave the committee report.

Hogan said that he tried to contact the State regarding this appropriation request and asked Pat Patterson several questions about the procedure for hiring an outside engineer. Patterson said that the city is not involved in the actual contracting with the engineer, but acts as a conduit for the State. This procedure is not the type of program the City Engineer would be expert in and of the five firms interviewed, this firm was among the lowest in cost and it is a local firm. Patterson said that the State requires one full time engineer to be available at all times and that the estimated number of man hours was expected to be around 5200 hours.

Gross said that the entire fee does not go to the consultant engineer, that all costs are carefully audited by the controller, and the times that the City has had a project like this, in the past, there has been a full-time engineer on the project.

Hogan asked what the engineer would be doing. Patterson outlined the memo submitted to councilmembers earlier: an engineer must be present at all times; quality control of all materials; attend to problems with design that might arise; change in curb radii. Individually each signal change may not seem major, but putting it all together is a major project.

Hogan asked how long the Third Street project lasted. Patterson replied, 2½ years at the cost of \$350,000. Patterson also added the City Engineer cannot be tied up with a project of this magnitude for so long and when this type of project is funded by the State, the State wants the engineering separated from the City and the contractor.

Service asked if the monies would be reimbursed. Patterson said yes.

Murphy asked how many firm were interviewed. Five.

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

Towell moved and Murphy seconded a motion that Appropriation Ordinance 83-12 be introduced and read by title only. Clerk Williams read the ordinance by title only.

APP. ORD. 83-12

Towell moved and Murphy seconded a motion to adopt Appropriation Ordinance 83-12. Gross gave the agenda summation.

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

Towell moved and Murphy seconded a motion to introduce and read Ordinance 83-51 by title only. Clerk Williams read the ordinance by title only.

ORD. 83-51
AMEND ZONING MAPS
ML TO RH

Towell moved and Murphy seconded a motion to adopt Ordinance 83-51. Gross gave the agenda summation.

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

Towell moved and Murphy seconded a motion to introduce and read Ordinance 83-52 by title only. Clerk Williams read the ordinance by title only.

ORD. 83-52
AMEND ZONING MAPS
RS TO SM

Towell moved and Murphy seconded a motion to adopt Ordinance 83-52.

The rezoning request was denied by the Plan Commission. The petitioner was not present at the council meeting.

The ordinance was defeated by a roll call vote of Ayes: 0, Nays: 7.

Towell moved and Murphy seconded a motion to introduce and read Ordinance 83-53 by title only. Clerk Williams read the ordinance by title only.

ORD. 83-53
HORSE-DRAWN
VEHICLES

Towell moved and Murphy seconded a motion to adopt Ordinance 83-53. Gross gave the committee report.

Towell said that while in Chicago, recently, he had an opportunity to observe the horse-drawn carriages and thought that this would be an attractive thing to have in Bloomington.

Gross asked about route approval and Service asked when this approval would take place.

Frona Powell said that the applicant would have to apply to the Board of Public Works and this could be done at the same time that the application for the permit is approved.

Numerous amendments for this ordinance were proposed by the Animal Commission pertaining to the health and safety of the animals, licensing and inspection requirements. The Board of Public Works also worked out an arrangement regarding route approval and after consultation with the police and city engineer, it was determined that these bodies may determine and identify any necessary restrictions on the times of operation and distances permissible on high traffic volume streets or accident intensive areas and parking locations if specific parking facilities are required. The amendments, as presented, are on file in the ordinance back-up file, and when voted on will be incorporated into the ordinance.

All of the amendments to the ordinance received a roll call vote of Ayes: 7, Nays:0.

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

Towell moved and Murphy seconded a motion to introduce and read Ordinance 83-54 by title only. Clerk Williams read the ordinance by title only.

ORD. 83-54
PARKS AND REC
TRANSFER

Towell moved and Murphy seconded a motion to adopt Ordinance 83-54. Gross gave the committee report.

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

Towell moved and Murphy seconded a motion to introduce and read Ordinance 83-55 by title only. Clerk Williams read the ordinance by title only.

ORD. 83-55
TO AUTHORIZE LOAN
AGREEMENT REGARDING
I.U. RETIREMENT
COMMUNITY.

Towell moved and Murphy seconded a motion to adopt Ordinance 83-55. Gross gave the committee report.

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

The following ordinance was introduced for first reading by title only. Clerk Williams read the ordinance by title only.

FIRST READING:
ORD. 83-56

Ordinance 83-56 To Amend Various Sections of Title 15 Vehicles and Traffic of the Bloomington Municipal Code.

The minutes of the October 5, 1983 meeting were approved by a voice vote.

APPROVAL OF MINUTES

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

ADJOURNMENT

ATTEST:

Patricia Williams
Patricia Williams, Clerk

APPROVE:

Katherine Dilcher
Katherine Dilcher, President
Bloomington Common Council