

AGENDA
COMMON COUNCIL
REGULAR SESSION
APRIL 21, 1982, 7:30 P.M.
COUNCIL CHAMBERS

- I. ROLL CALL
- II. AGENDA SUMMATION
- III. MESSAGES FROM COUNCILMEMBERS
- VI. MESSAGES FROM MAYOR
- V. PETITONS AND COMMUNICATIONS
- VI. LEGISLATION FOR DISCUSSION/VOTE - SECOND READINGS
 1. Resolution 82-7 To Authorize the Filing of an Application with the Department of Transportation for an Urban Mass Transportation Grant.
Committee Report: Do Pass 5-0.
 2. Appropriation Ordinance 82-5 To Declare Void Certain Appropriations within the General and Federal Revenue Sharing Trust Funds and to Specially Appropriate from the Transit Fund.
Committee Report: Do Pass 5-0.
 3. Ordinance 82-26 To Transfer Appropriations within the General Fund (Human Resources Dept.)
Committee Report: Do Pass 4-0-1.
 4. Ordinance 82-25 To Amend Section 15.64.280 of the BMC, Entitled: "Loading Zones".
Committee Report: None
 5. Ordinance 82-23 To Authorize the Issuance of EDC Bonds (Steele-Beard Electric Co.)
Committee Report: Do Pass 4-0-1.
 6. Resolution 82-8 Inducement Resolution for EDC Bonds (McDonald's)
Committee Report: No recommendation 5-0.
 7. Resolution 82-6 To Request the State Department of Corrections to Hold a Public Hearing on the Proposed Westside Locations for a Work Release Center
Committee Report: No Action 4-1.
 8. Resolution 82-9 Recommendations of the Mayor for Distribution of Community Development Funds
Committee Report: Do Pass 5-0.
 9. Appropriation Ordinance 82-6 To Specially Appropriate Local Road and Street Federal Revenue Sharing Trust, and Cumulative Capital Funds (Capital Improvement Plan)
Committee Report: Do Pass 3-0-2
- VII. INTRODUCTION OF ORDINANCES FOR FIRST READING
 1. Ordinance 82-21 To Amend Section 20.04.00 of the BMC, Entitled "Special Conditions for Bulk, Density, Weight and Area Regulations".
 2. Ordinance 82-27 To Amend Section 20.04.01.00 of the BMC Concerning Definitions of "Lodginghouses, Roominghouses" in the Zoning Code.
 3. Ordinance 82-28 To Amend Section 20.04.01.00 of the BMC Concerning Definition of "Amusement Machines", Section 20.14.02.00 Entitled "Table of Required Parking", and Section 20.14.03.02 Entitled "General Regulations".
 4. Ordinance 82-29 To Amend the Bloomington Zoning Maps re: 5969 E. St. Rd. 46 from RE to BL (Friedman & Shipley Builders)
 5. Ordinance 82-30 To Amend the Bloomington Zoning Maps re: 1006 & 1012 W. 2nd from RS to SM (Haddawi)
 6. Ordinance 82-24 To Transfer Appropriations Within the General Fund (Sanitation Dept.)
 7. Ordinance 82-31 To Transfer Appropriations Within the Federal Revenue Sharing Trust and the General Funds (Personnel)
- VII. MINUTES FOR APPROVAL: April 7, 1982.
- IX. ADJOURNMENT

In the Council Chamber of the Municipal Building held on April 21, 1982, with Council President Pat Murphy presiding over a regular session of the Common Council

COMMON COUNCIL
REGULAR SESSION
APRIL 21, 1982

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

ROLL CALL

Council President Murphy read the agenda summation.

AGENDA SUMMATION

As part of the All-America City celebration Allison encouraged the community to involve themselves with clean-up projects. John Freeman and the Public Works Department will be glad to coordinate the projects.

MESSAGES FROM
COUNCILMEMBERS

Allison commended State Representative Marilyn Schultz on receiving the Indiana Council of Churches Award. Marilyn has worked tirelessly toward better funding of social services and has tried to make the public aware of the fact that services cost money.

Allison continued by congratulating Dorothy Johnson, this year's Volunteer of the Year.

Olcott complimented the B.F. Goodrich Co. for the exemplary job of taking a vacant, unused plant and making it into a thriving and viable industrial area.

Service announced a Ground Zero discussion that would take place at the Center for Older Americans regarding the effects of nuclear war on Bloomington.

The Stage Repertory Company will present "The Crucible" at the Trinity Episcopal Church.

Murphy reminded everyone that tickets for the All-America Banquet were still available and he hoped that some provision would be made for low income, senior citizens and students to attend without paying \$12.50 per ticket. Murphy continued by saying that he has always been supportive of the Chamber of Commerce in this community, and he was disappointed that remarks had been made about the litigation between Westinghouse and the City of Bloomington

There was no mayoral message.

MESSAGES FROM THE MAYOR

There were no petitions or communications.

PETITIONS AND COMM.

Olcott moved and Morrison seconded a motion to introduce and read Resolution 82-7 by title only. Clerk Williams read the resolution by title only.

SECOND READINGS:
RESOLUTION 82-7
TO AUTHORIZE FILING OF
DEPARTMENT OF TRANSPOR-
TATION URBAN MASS
TRANSPORTATION GRANT.

Olcott moved and Morrison seconded a motion to adopt Resolution 82-7. Service read the legislative synopsis.

The ordinance received a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Appropriation Ordinance 82-5 by title only. Clerk Williams read the appropriation ordinance by title only.

APPROPRIATION ORD.82-5
TO DECLARE VOID CERTAIN
APPROPRIATIONS WITHIN
GENERAL AND FEDERAL
FUNDS AND TO APPROPRIATE
FROM THE TRANSIT FUND.

Olcott moved and Morrison seconded a motion to adopt Appropriation Ordinance 82-5. Service read the legislative synopsis.

The appropriation ordinance received a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 82-26 by title only. Clerk Williams read the ordinance by title only.

ORDINANCE 82-26
TRANSFER APPROPRIATIONS
WITHIN THE GENERAL
FUND (HUMAN RESOURCES)

Olcott moved and Morrison seconded a motion to adopt Ordinance 82-26. Service read the legislative synopsis.

Jan Wagner said that the hallway cut for a doorway had not been suggested by the fire marshall, but that due to the confidential nature of much of Human Resources business, it was extremely awkward to have three offices connected by interior doorways with no separate hallway exits.

The ordinance received a roll call vote of Ayes: 9, Nays:0.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 82-25 by title only. Clerk Williams read the ordinance by title only.

ORDINANCE 82-25
AMEND SECTION OF
BMC "LOADING ZONES"

Olcott moved and Morrison seconded a motion to adopt Ordinance 82-25. Service read the legislative synopsis.

James Dorr, a member of the Traffic Commission, said that the area is currently designated NO PARKING and the spot is being used as a Loading Zone and the owner of the business would prefer a correct designation for the spot.

Olcott asked if it was a time loading zone. France Komoroske said that all loading zones were 24 hour zones.

The ordinance received a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 82-23 by title only. Clerk Williams read the ordinance by title only.

ORDINANCE 82-23
TO AUTHORIZE ISSUANCE
EDC BONDS (STEELE-
BEARD ELECTRIC CO.)

Olcott moved and Morrison seconded a motion to adopt Ordinance 82-23. Service read the legislative synopsis.

The ordinance received a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Resolution 82-8 by title only. Clerk Williams read the resolution by title only.

RESOLUTION 82-8
INDUCEMENT RESOLUTION
FOR EDC BONDS
(McDONALDS CO.)

Olcott moved and Morrison seconded a motion to adopt Resolution 82-8. Service read the legislative synopsis.

Hogan stated that since he was a College Mall businessman he would not vote on this resolution due to a conflict of interest.

Allison asked if McDonalds would open a store in the College Mall without the inducement. Mr. Dierson, of the McDonald's Company, responded reluctantly that McDonalds probably could do it.

Allison continued by reiterating the original purpose of EDC Bonds.

Morrison said that after looking over the list of contractors that McDonalds had supplied, in response to a concern that local contractors be employed whenever possible, that few local contractors would in fact be used. That the College Mall exterior will already be there and so local contractors would not be used in the actual construction but only in the interior finishing of the restaurant.

Olcott said that the letter from McDonalds pertained to the South Walnut St. business.

Porter then expressed concern that no plan, policy or rationale exists regarding EDC Bonds. He pointed out that he was not in opposition to this particular request but that he was opposed to the fact that the council has no logical policy.

Olcott said that any number of EDC Bonds has been granted in the past, that everyone has a right to appear here and make a request and that McDonalds has been just as good a neighbor in the community as any other shop that might locate in the Mall and hire eight or ten people.

Allison said that it seems like everyone is taking advantage of the program and considering it as part of their financial possibilities. Soon the public sector will be forced to enter the EDC Bond market to finance its own growth and building needs.

Towell commented that in talking with people, the community was unanimously against this bond issue. He also expressed concern that previous requests had been approved and also felt that a policy must be established for future requests.

Murphy said he would be in favor of a public hearing on the matter. He too said that comments directed to him had been very strongly against approval of this particular request.

Richard Phelps, a citizen, also expressed concern over this resolution and he hoped that the Council would deny the request.

Service said she doesn't object to McDonalds being there and would be pleased at the prospect of 70 new jobs; however her input had also been negatively disposed toward McDonalds.

The resolution was defeated by roll call vote of
Ayes: 2 (Porter, Olcott), Nays: 6, Abstentions: 1 (Hogan).

Olcott moved and Morrison seconded a motion to introduce and read Resolution 82-6 by title only. Clerk Williams read the resolution by title only.

Olcott moved and Morrison seconded a motion to adopt Resolution 82-6. Service read the legislative synopsis.

Towell stated that he thought the resolution was premature and that the state was not interested in that site. He continued by saying that he was in favor of a public hearing but that he was not in favor of this resolution.

Service said that there was concern among westside residents that they would have no input regarding the decision and would not be in a position to do as much lobbying as other protest groups have in the past.

Morrison insisted that the resolution was not premature but that the State was premature in going into the westside in the first place. People do not want the Work Release Center on the west side but would probably approve the 8th and Morton site.

Mike Andrews, a concerned citizen, said that all the neighborhood group wanted was a hearing before a site was chosen. He said that the garden group had received permission from I.U. to begin their summer project.

RESOLUTION 82-6 OF CORR.
REQUEST STATE DEPT. TO
HOLD PUBLIC HEARING
ON PROPOSED WESTSIDE
LOCATIONS FOR WORK
RELEASE CENTER.

Barbara Jones, another westside resident, expressed similar concerns.

Service said that the State should have realized that there would be opposition and should have done a better job of public relations.

The resolution received a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Resolution 82-9 by title only. Clerk Williams read the resolution by title only.

RESOLUTION 82-9
RECOMMENDATIONS OF
MAYOR FOR DISTRIBUTION
COMMUNITY DEVELOPMENT
FUNDS.

Olcott moved and Morrison seconded a motion to adopt Resolution 82-9. Service read the legislative synopsis.

Pat Patterson, of Redevelopment, said that the funds would be used to renovate curbs, sidewalks and building exteriors in the downtown area. He hoped that the funding would provide incentives for rehabilitation.

Service asked if a curb would be constructed at the Kirkwood and Dunn intersection. John Freeman, Public Works, said that the curb would be elevated in that area.

David Schleibaum, a concerned citizen, asked for a definition of the downtown area. The Mayor's Progress Council has defined the boundaries of the downtown area.

Allison said the City has had a program whereby the City provides the labor and the homeowner provides the necessary materials to repair or replace curbs and sidewalks. John Freeman said that four persons and one supervisor are currently involved in the program.

Pat Patterson said that housing rehabilitation could be arranged if the persons applying were income eligible.

The resolution received a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Appropriation Ordinance 82-6 by title only. Clerk Williams read the appropriation ordinance by title only.

APP. ORD. 82-6
TO APPROPRIATE LOCAL
ROAD AND STREET FEDERAL
REVENUE SHARING TRUST
AND CUMULATIVE
CAPITAL FUNDS
(CAPITAL IMPROVEMENT
PLAN)

Olcott moved and Morrison seconded a motion to adopt Appropriation Ordinance 82-6. Service read the legislative synopsis.

Towell said that McCalla School is one of the few open spaces in the area. Having spent time viewing the area, Towell said he could no longer support the McCalla School site. He then proposed the "Northside Park" amendment.

John Goss said the main intent was to get something going on the north side and that the monies could be put on hold for a future northside project.

Service said that she could not support the amendment and that that part of the community needs a park.

Frank Ragan, Director of Parks, said that the money could be held until an appropriate site was determined

Porter asked what ^{part} A.L.U. agreed to lease the city. Ragan said that the north side of the schoolyard would be divided with an area set aside for an Arts Park and adjacent parking area and that a north-south fence of some type would be installed to separate the two areas, thereby destroying the open space concept.

The following amendment was proposed by Towell and seconded by Allison:
Under Federal Revenue Sharing-Parks and Recreation, #400
Capital Outlays, change "McCalla School playground
equipment" to "Northside Park".

The Amendment received a roll call vote of Ayes: 7, Nays:2.
(Service, Hogan).

John Goss said that next year the sidewalk to Sherwood Oaks
would be connected.

Towell said he was supportive of the jogging trail because of
wide use by all residents both from the Winslow Sports Complex
and the YMCA.

The appropriation ordinance received a roll call vote of
Ayes: 9, Nays: 0.

The following ordinances were introduced and read for first
reading by title only after motions made by Olcott and
seconded by Morrison. Clerk Williams read each by title
only and Dilcher read the legislative synopsis.

FIRST READINGS:
ORDINANCE 82-21
ORDINANCE 82-27
ORDINANCE 82-28
ORDINANCE 82-29
ORDINANCE 82-30
ORDINANCE 82-24
ORDINANCE 82-31

Ordinance 82-21 To Amend Section 20.04.00 of the BMC
Entitled, "Special Conditions for Bulk, Density, Weight
and Area Regulations".

Ordinance 82-28 To Amend Section 20.04.01.00 of the BMC
Concerning Definition of "Amusement Machines", Section
20.14.02.00 Entitled "Table of Required Parking", and
Section 20.14.03.02 Entitled "General Regulations".

Ordinance 82-27 To Amend Sections 20.04.01.00 of the BMC
Concerning Definitions of "Lodginghouses, Roominghouses"
in the Zoning Code.

Ordinance 82-29 To Amend the Bloomington Zoning Maps
re: 5969 E. St. Rd. 46 from RE to BL (Friedman & Shipley
Builders).

Ordinance 82-30 To Amend the Bloomington Zoning Maps.
re: 1006 & 1012 W. 2nd St. from RS to SM (Haddawi).

Ordinance 82-24 To Transfer Appropriations Within the
General Fund (Sanitation Dept.).

Ordinance 82-31 To Transfer Appropriations Within the
Federal Revenue Sharing Trust and the General Funds
(Personnel).

Olcott moved and Morrison seconded a motion to approve
the minutes of April 7, 1982, as submitted.
Motion carried by a unanimous voice vote.

MINUTES FOR APPROVAL
APRIL 7, 1982.

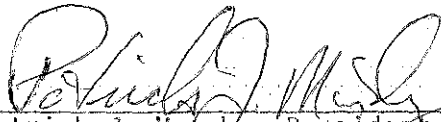
The meeting was then adjourned at 9:35 P.M.

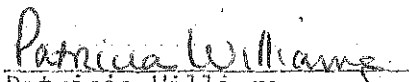
ADJOURNMENT

MINUTES approved this 5th day of May, 1982.

APPROVE:

ATTEST:


Patrick J. Murphy, President
Bloomington Common Council


Patricia Williams
City Clerk