

AGENDA
COMMON COUNCIL
REGULAR SESSION
JULY 1, 1981, 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. VOTE ON AUGUST MEETING SCHEDULE
- VII. LEGISLATION FOR DISCUSSION/VOTE - SECOND READINGS
 1. Appropriation Ordinance 81-6 To Appropriate Funds from FRS to Mayor's Office, Parks and Recreation, and Transit Departments, from the General Fund to Fire Department, from MVH Fund for Equipment, and from Parking Meter Fund to Board of Public Works
Committee Report: None - Committee meeting cancelled
 2. Ordinance 81-62 To Amend Section 15.36.170, Entitled "Restricted Turn Signs--Obedience," and Section 15.76.020, Entitled "Yield Intersections," of the Bloomington Municipal Code
 3. Ordinance 81-31 To Amend Various Sections of Title 19 of the Bloomington Municipal Code, Entitled "Subdivisions"
- VIII. INTRODUCTION OF ORDINANCES FOR FIRST READING
 1. Ordinance 81-64 To Authorize the Issuance of \$4,000,000 in Economic Development Revenue Bonds Series A (Bloomington Square Associates Project) and to Approve Other Actions in Relation Thereto
 2. Ordinance 81-67 To Authorize the Issuance of \$270,000 in Economic Development Revenue Bonds (RMG Development Project) and to Approve Other Actions in Respect Thereto
 3. Ordinance 81-65 To Amend Zoning Maps re: 225 N. Smith Road from RS to RE (Posson)
 4. Ordinance 81-66 To Amend Zoning Maps re: property located at the north end of Northwoods Lane from RE to RS (Hartung)
 5. Ordinance 81-68 To Amend Zoning Maps re: 1100 W. 11th Street from BL to BG (Horton)
 6. Ordinance 81-69 To Amend the 1981 Salary Ordinance for Appointed Officers and Employees, to Create the Position of Child Care Records Supervisor
 7. Ordinance 81-70 To Amend the 1981 Salary Ordinance for Appointed Officers and Employees, to Create the Position of Clerk Typist II in the Personnel Department
- IX. MINUTES FOR APPROVAL: June 17, 1981
- X. ADJOURNMENT

In the Common Council Chambers of the Municipal Building held on July 1, 1981, with Councilpresident Towell presiding over a regular session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
JULY 1, 1981

Councilmembers present: Allison, Towell, Olcott, Morrison, Murphy, Porter, Hogan, Dilcher and Service.
Councilmembers absent: None.

ROLL CALL

Councilpresident Pro-Tem Murphy read the agenda summation.

AGENDA SUMMATION

There were no messages from Councilmembers.

COUNCIL MESSAGES

Mayor McCloskey urged the Council to adopt the revenue sharing appropriations on the agenda, and explained that the \$1,000 for the youth track program would be used to repeat the popular program this year. This is a cooperative effort between the City and the MCCSC, and participation may increase over the 300 youths that participated last year. The \$10,000 City contribution for the I.U./City bus study will be matched with \$10,000 from I.U. and \$14,000 from the federal government. With the upcoming cuts in operating subsidies, a study of merger possibilities is more important than ever. Finally, he met recently with representatives of the EPA, State Board of Health, and county government to discuss PCB's. He said he is hopeful that an expeditious solution will be upcoming, but he added that he is quite impressed by Westinghouse's "cavalier and almost reckless" attitude about PCB's. The recent news that the former Vice President of Monsanto (who used to manufacture PCB's) will be the new EPA director for Region V is not encouraging, and he added that it was Governor Orr who recommended him for the job.

MESSAGES FROM
THE MAYOR

There were no petitions or communications.

PETITIONS & COMM.

After a short discussion, it was decided to postpone the vote on the August meeting schedule until the next meeting.

VOTE ON AUGUST
MEETING SCHEDULE

Olcott moved and Morrison seconded a motion to introduce and read Appropriation Ordinance 81-6 by title only.

APPROPRIATION
ORDINANCE 81-6

Clerk Connors read Appropriation Ordinance 81-6 by title only.

From FRS to
Mayor's Office,
P&R, and Transit;
from GF to Fire
Dept.; from MVH
Fund for Equip-
ment; from Parking
Meter Fund to
Board of Works

Olcott moved and Morrison seconded a motion to adopt Appropriation Ordinance 81-6.

Towell read the legislative synopsis and noted that since the last committee meeting was cancelled, there are no committee reports.

Murphy asked about the radio stolen from the Fire Department, and Chief Fleener explained that the two-way radio was stolen from a car in the fire station driveway at night.

Service asked why the City could not have anticipated the back taxes for the Older American Center, and City Controller Pat Gross replied that the contract stated that the City would be obligated to pay back taxes, but the City was not aware that there were any. This may be explained by the fact that the tax bill came in an envelope addressed to "Parks and Recreation, Browncliff Drive". Part of these funds are to pay taxes on the small parking lot west of the Smith-Holden building on Morton. First National Bank agreed to let the City use the lot for metered parking, but the City must pay taxes on it.

Olcott asked what the probability was that I.U. would actually go along with a bus merger, stating that he can't believe that a study would accomplish much. Mayor McCloskey said that I.U. hasn't decided but chances are that they will not go along with it. However, if the study shows that I.U. would benefit from the merger or a semi-integration of the systems, or that it would increase their ridership then they may go along.

Towell said I.U. may be reluctant to tamper with a system that is one of the most successful and profitable around.

McCloskey added that there are other funding possibilities such as creating a Transit Corporation, special tax levy legislation, etc.

Olcott said all the City could offer I.U. is transfers, and he doesn't see why they would want to tie in with a big financial loser. These things won't be addressed in any study.

McCloskey said that routing and administrative possibilities will be set out in the study, and good information would be developed rather than just opinions.

Allison said that I.U.'s system is funded through state tax funds paid by all of us. I.U. doesn't want to merge because their riders are in a concentrated area, they have non-union drivers, they make money on charters, etc. However, they have old equipment now, and they actually went into the hole last year financially for the first time. She said hopefully the operation will improve with a merger, and the possibility of a Transit Authority can be looked into.

Morrison said a transfer system would be helpful, but he doesn't see that a merger would make the system more efficient.

Towell said originally the Transit system was to encourage people to leave their cars at home, but since it takes so long to get to one's destination on a bus the system has been under-utilized.

Service said that with so many programs vying for city funds, she doesn't believe that an appropriation for a school track program can be fully justified.

Appropriation Ordinance 81-6 was then adopted by a roll call vote of Ayes: 8, Nays: 1 (Olcott).

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 81-62 by title only.

Clerk Connors read Ordinance 81-62 by title only.

Olcott moved and Morrison seconded a motion to adopt Ordinance 81-62.

Towell read the legislative synopsis.

Service said that a no-right-turn-on-red sign is needed at Third and Jordan since it is heavily travelled and dangerous for pedestrians. Murphy agreed.

Olcott said the sign is too high to see and is blocked by a tree. He added that he has been perplexed by some of the items the Traffic Commission has turned down recently. Towell reminded him that he is free to sponsor ordinances without the Traffic Commission's concurrence.

Ordinance 81-62 was then adopted by a roll call vote of Ayes: 9, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 81-31 by title only.

Clerk Connors read Ordinance 81-31 by title only.

Olcott moved and Morrison seconded a motion to adopt Ordinance 81-31.

Towell read the legislative synopsis.

ORDINANCE 81-62
Amend BMC re:
Restricted Turn
Signs-Obedience
& Yield Inter-
sections

ORDINANCE 81-31
Amend BMC re:
Subdivisions

Planning Director Tim Mueller said that most of the changes are merely housekeeping. The subdivision regs were written in 1950 and it is full of obsolete sections as well as parts that do not conform to recent revisions to the Zoning Ordinance and Site Plan Ordinance. He then went through the ordinance section by section explaining various changes. He noted that Section VI of the ordinance should be amended to allow people who are dissatisfied with a decision of the Plan Commission to ask the Commission to reconsider its decision before a petition for certiorari is presented to the circuit or superior court; this had been suggested by the Council's standing committee.

Service asked about Section 8, which prohibits the construction of new alleys. She said people should be given the option of having them rather than prohibiting all new alleys. Tim Mueller replied that the trouble with that is that all future maintenance would rest with the public sector, and without this provision the Plan Commission would have to devise a basis for denials of new alley construction.

Allison moved and Morrison seconded a motion to amend Section VI to add a new subsection (a) to read as follows:

"(a) Any person aggrieved by a decision of the Commission upon any proposed plat or replat may apply in writing to the Commission prior to its next regular monthly meeting for modification of the action complained of, and such application shall be considered by the Commission." Sections (a) and (b) would then be renumbered (b) and (c).

Motion carried by a roll call vote of Ayes: 9, Nays: 0.

There was then a short discussion between Mueller and Councilmember Hogan concerning sewer and water service to outlying areas, with Hogan stating that he is not sure that he agrees with the requirement of hooking on to city services if a person already has an adequate septic system. Mueller said that hook-ons are required if they are in "reasonable proximity" to the lines and if there is "reasonable anticipation of future service".

Towell said that under Section 10(c) it is not clear who will actually own the water and sewer lines installed by developers. Mueller replied that the intent is clearly to dedicate them to the city, but he suggested that Sections 10(a and c), and 11 (a and c), be amended to add "and dedicated to the City" after "designed to the specifications of the USB."

Allison said there are few areas of the county where there are no karst formations, and for this reason, septic tanks are not practical. It is more expensive for the public to have to pay to put in lines at a later date, and it would be better to hook on at the time of construction. Hogan repeated that he objects to the development costs of building two systems.

Murphy moved and Porter seconded a motion to amend Sections 10(a and c) and 11(a and c) to add "and dedicated to the City" after "designed to the specifications of the USB." Motion carried by a roll call vote of Ayes: 8, Nays: 1 (Hogan).

Murphy moved and Morrison seconded a motion to adopt Ordinance 81-31 as amended. Motion carried by a roll call vote of Ayes: 8, Nays: 1 (Hogan).

The following first readings were introduced by Olcott, seconded by Morrison, and read by title only by Clerk Connors.

FIRST READINGS
Ordinance 81-64
Ordinance 81-67
Ordinance 81-65
Ordinance 81-66
Ordinance 81-68
Ordinance 81-69
Ordinance 81-70

Ordinance 81-64 To Authorize Issuance of EDC Bonds for Bloomington Square Associates

Ordinance 81-67 To Authorize Issuance of EDC Bonds for RMG Development Project

Ordinance 81-65 To Amend Zoning Maps re: 225 N. Smith Road from RS to RE (Posson)

Ordinance 81-66 To Amend Zoning Maps re: property located at the north end of Northwoods Lane from RE to RS (Hartung)

Ordinance 81-68 To Amend Zoning Maps re: 1100 W. 11th Street from BL to BG (Horton)

Ordinance 81-69 To Amend the 1981 Salary Ordinance for Appointed Officers and Employees, to Create the Position of Child Care Records Supervisor

Ordinance 81-70 To Amend the 1982 Salary Ordinance for Appointed Officers and Employees, to Create the Position of Clerk Typist II in the Personnel Department

Olcott moved and Morrison seconded a motion to approve the minutes of June 17, 1981 as submitted. Motion carried by unanimous voice vote.

MINUTES FOR
APPROVAL:
6/17/81

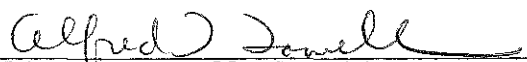
The meeting was then adjourned at 9:10 p.m.

ADJOURNMENT

Minutes approved this 15th day of July, 1981

APPROVE:

ATTEST:


Alfred I. Towell, President
Bloomington Common Council


Nora Connors, City Clerk