

AGENDA
COMMON COUNCIL
NOVEMBER 4, 1981, 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. Ordinance 81-98 To Amend Chapter 6.08 of the Bloomington Municipal Code to Increase Cemetery Fees at Rosehill and United Presbyterian Cemeteries
Committee Report - none, committee meeting cancelled
 - 2. Ordinance 81-97 To Amend Section 16.12.040 of the Bloomington Municipal Code Concerning Inventory and Damage Lists for Rental Units
 - 3. Resolution 81-29 To Approve an Interlocal Cooperation Agreement Between the City Police Department and the County Sheriff's Department
- VII. INTRODUCTION OF ORDINANCES FOR FIRST READING
 - 1. Appropriation Ordinance 81-10 To Appropriate Funds from the Parks and Recreation Fund, Rosehill Fund, General Fund, and Non-Reverting Improvements Fund
 - 2. Ordinance 81-100 To Transfer Appropriations Within the General Fund, Rosehill Fund, and the Fleet Maintenance Fund
 - 3. Ordinance 81-99 To Amend the 1982 Salary Ordinance for Appointed Officers and Employees to Add Two Positions to the Human Resources Department
- VIII. MINUTES FOR APPROVAL: October 21, 1981
- IX. ADJOURNMENT

In the Common Council Chambers of the Municipal Building held on November 4, 1981, with Councilpresident Towell presiding over a regular session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
NOVEMBER 4, 1981

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

ROLL CALL

Councilpresident Towell gave the agenda summation.

AGENDA SUMMATION

Morrison said he has a complaint about the City's Utilities Department. They spend many days digging up streets that took many years to get built, and they do a bad job of fixing the patches. He said the City Engineering Department and the Utilities Department should devise a more efficient procedure to avoid this type of problem in the future. He threatened to go to the Department of Housing and Urban Development if the problem continues.

MESSAGES FROM
COUNCILMEMBERS

Allison thanked the Herald-Telephone for their cooperation with Operation City Beautiful's recycling efforts. The HT has donated space for the new recycling logo to remind people to put out their newspapers the first full week of every month. She also thanked Smith Holden Music for the new planting they've put in front of their store. Finally, Allison criticized Monroe County officials for instituting a late payment penalty for users of the Monroe County Landfill. She said the county uses federal revenue sharing funds for the user fees charged to the county, yet they charge the city; it's time we were treated equally and the county stopped ignoring the half of their constituents who live in the City.

Hogan commended the City for the excellent job that is being done putting in the sidewalks on East Second Street and praised the creative work being done in the City's parks.

There was no message from the Mayor.

MAYOR'S MESSAGE

Murphy moved and Morrison seconded a motion to appoint James Hurd as the Council's representative from the Second District to the Traffic Commission. Motion carried by a vote of 8-0.

APPOINTMENT TO
TRAFFIC COMMISSION

Brian Werth of the Herald-Telephone asked for the Council's reaction to the Parks and Recreation Board's request for the Legal Department to explore the legalities of closing the City's parks at night. Also, he asked if the community will have any input in this decision.

PETITIONS &
COMMUNICATIONS

Allison said she would like to see proof that the parks are being abused before she would approve closing the parks.

Towell responded that he was firmly against the idea of closing the parks at night.

Olcott said it may be the only way for the police to control the vandalism and other destructive activities in the park. He noted that the state closes their parks at night.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 81-98 by title only.

SECOND READINGS
ORDINANCE 81-98
To Amend the BMC
re: Increasing
Cemetery Fees

Deputy Clerk Saperstein read Ordinance 81-98 by title only.

Olcott moved and Morrison seconded a motion to adopt Ordinance 81-98.

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

In response to questions, Rosehill Sexton Steve Wajda said that the fees were last increased in 1980 and that he expected this would be an annual thing.

Ordinance 81-98 was then adopted by a roll call vote of Ayes: 8, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 81-97 by title only.

Deputy Clerk Saperstein read Ordinance 81-97 by title only.

Olcott moved and Morrison seconded a motion to adopt Ordinance 81-97.

Towell read the legislative synopsis, stating that this ordinance was intended to bring the rental code into line with recent court decisions.

John Irvine, Director of Student Legal Services, said that the ordinance was needed to clarify who initiates joint inspections of rental properties.

In response to a question from Hogan it was clarified that currently the Code provides for a joint inspection within fifteen days of when the tenant moves in and after he moves out, but prior to the next tenant's occupancy. The ordinance as Towell proposed it would change these times to 48 hours and five days respectively. Towell stated that he was willing to be more lenient with these times, but he wanted to hear both Irvine's and local landlords' suggestions on it. Towell also mentioned that he had had very little input on the ordinance and that it had been distributed to the Monroe County Apartment Association.

Hogan felt there had been inadequate input from local landlords since the ordinance had not gone to committee and that it should therefore be postponed until he had that opportunity. He then moved to postpone Ordinance 81-97. Motion failed by a vote of Ayes: 1 (Hogan), Nays: 7.

Landlords Tom Barker and Bob Morris commented on the infeasibility of the proposed timetable for the check-in inspection and asked the Council to extend the period from "within 48 hours" to "within ten days".

Hogan left the meeting at this point to attend a WTIU production on Work Release.

Dilcher moved and Murphy seconded a motion to amend subsection (a) to read "ten business days" and to delete "but no longer than five days from the end of the tenant's occupancy" in subsection (b). Motion carried by a vote of Ayes: 7, Nays: 0.

Olcott moved and Morrison seconded a motion to adopt Ordinance 81-97 as amended. Motion carried by a roll call vote of Ayes: 7, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Resolution 81-29 by title only.

Deputy Clerk Saperstein read Resolution 81-29 by title only.

Olcott moved and Morrison seconded a motion to adopt Resolution 81-29.

Towell read the legislative synopsis, stating that this was an interlocal cooperation agreement between the Police Department and the Sheriff's Department.

Dilcher moved and Morrison seconded a motion to amend the resolution to add two new conditions in the agreement as follows: (1) That upon the sale, lease or demolition of the Jail Building by the County, the Cooperation Agreement shall automatically terminate. (2) The City shall indemnify the County and shall agree to hold the County harmless from any liability in connection with the construction, use, or maintenance of the radio tower and its supporting guy wire. The amendment was adopted by a vote of 7-0.

ORDINANCE 81-97
To Amend BMC re:
Inventory and Damage
Lists for Rental
Units

RESOLUTION 81-29
To Approve an
Interlocal Agree-
ment between the
Police Dept. &
County Sheriff's
Dept.

Olcott moved and Morrison seconded a motion to adopt Resolution 81-29 as amended. Motion carried by a roll call vote of Ayes: 7, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read the following by title only. Deputy Clerk Saperstein read each by title and Dilcher read the synopses. Appropriation Ordinance 81-10 To Appropriate Funds from the Parks and Recreation Fund, Rosehill Fund, and the Fleet Maintenance Fund.

Ordinance 81-100 To Transfer Appropriations Within the General Fund, Rosehill Fund, and the Fleet Maintenance Fund.

Ordinance 81-99 To Amend 1982 Salary Ordinance for Appointed Officers and Employees to Add Two Positions to the Human Resources Department

Olcott moved and Morrison seconded a motion to approve the minutes of October 21, 1981 as submitted. Motion carried by a unanimous voice vote.

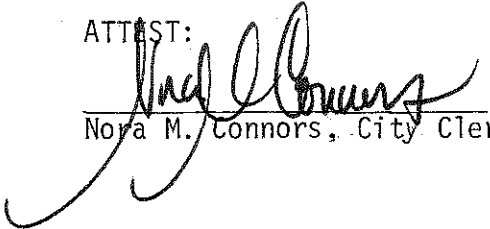
The meeting was then adjourned at 9:00 p.m.

MINUTES APPROVED this *18th* day of November, 1981.

APPROVE:


Alfred I. Towell, President
Bloomington Common Council

ATTEST:


Nora M. Connors, City Clerk

FIRST READINGS
App. Ord. 81-10
Ordinance 81-100
Ordinance 81-99

MINUTES FOR
APPROVAL: 10/21/81

ADJOURNMENT