

AGENDA
COMMON COUNCIL
REGULAR SESSION
NOVEMBER 6, 1980, 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. LEGISLATION FOR DISCUSSION & VOTE - SECOND READINGS
 1. Resolution 80-28 Inducement Resolution for Economic Development Revenue Bonds for St. Regis Paper Company on Curry Pike
Committee Report: None
 2. Ordinance 80-91 Budget Transfers
re: Controller's Office, Engineering, Legal, FRS-Sanitation,
FRS-Transit, MVH Fund and Rosehill Fund
Committee Report: Do Pass 7-0
 3. Appropriation Ordinance 80-12 To Appropriate Funds from the MVH Fund
Committee Report: Do Pass 7-0
 4. Ordinance 80-88 To Create a Bloomington Community Arts Commission
Committee Report: Do Pass 7-0
 5. Ordinance 80-85 To Adopt Amendments to the Bloomington Zoning Ordinance
Committee Report: Do Pass 7-0
- VII. INTRODUCTION OF ORDINANCES FOR FIRST READING
 1. Ordinance 80-93 To Supplement Ordinance 80-78 Authorizing EDC Bonds for I.U. Retirement Community
 2. Ordinance 80-95 To Establish a Procedure for Selling and Leasing Surplus Property Owned by the City of Bloomington
 3. Ordinance 80-92 To Amend Sections 12.04.070 and 12.04.080 of the Bloomington Municipal Code, Concerning Snow Removal
- IX. MINUTES FOR APPROVAL: October 23, 1980
- X. ADJOURNMENT

In the Common Council Chambers of the Municipal Building held on November 6, 1980 at 7:30 p.m. with Council president Allison presiding over a regular session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
NOVEMBER 6, 1980

Councilmembers present: Hogan, Murphy, Allison, Porter, Towell, and Dilcher.

ROLL CALL

Absent: Olcott (entered during first readings) and Morrison.

Allison read the agenda summation, noting that Olcott and Morrison may be unable to attend the meeting since they were attending a Republican Precinct Committee meeting to choose a judge candidate.

AGENDA SUMMATION

Hogan said the Democrat and Republican local organizations should be commended for doing an excellent job in getting out the vote.

MESSAGES FROM
COUNCILMEMBERS

Service said that the Town Theater production of the Pirates of Penzance begins tomorrow.

Towell noted that a recent Appeals Court decision based on a Bloomington case has upheld the concept of a warrant of habitability for renters. This was discussed in depth during consideration of the landlord-tenant ordinance, but was struck down by a local court along with much of the rest of the ordinance. It may be appealed to the Supreme Court.

Allison said that an inducement resolution for EDC bonds will be added to the November 12 committee agenda for Empire Energy Corporation. She also asked to move the November 26 committee meeting to November 25 since the 26th is the day before Thanksgiving. She then introduced the new Sanitation Director, Ken Friedlander.

There was no message from the Mayor.

MESSAGE FROM MAYOR

There were no petitions or communications.

PETITIONS & COMM.

Dilcher moved and Murphy seconded a motion to introduce and read Resolution 80-28 by title only.

RESOLUTION 80-28
Inducement Resolu-
tion for EDC Bonds
for St. Regis Paper
Company on Curry
Pike

Clerk Connors read Resolution 80-28 by title only.

Dilcher moved and Murphy seconded a motion to adopt Resolution 80-28.

Allison read the legislative synopsis and noted that there was no committee hearing on this resolution.

City Attorney Bill Finch said that this resolution is being moved up on the Council's agenda so that they can start work during this construction season. He said that they will take over the Sentinel Printing Plant on Curry Pike, assume their outstanding EDC bonds, and expand the plant to manufacture similar products. They estimate that 80 new jobs will be created and added that the EDC approved this resolution this afternoon. Finally, he said that they are asking that the amount of the bond be increased to \$4 million. In answer to a question from Allison, he said that they have assured the City that there will be no danger to the environment from the plant and no hazardous discharges.

Resolution 80-28 was then adopted by a roll call vote of Ayes: 7, Nays: 0. Allison welcomed St. Regis to the community.

Dilcher moved and Towell seconded a motion to introduce and read Ordinance 80-91 by title only.

ORDINANCE 80-91
Budget Transfers

Clerk Connors read Ordinance 80-91 by title only.

Dilcher moved and Service seconded a motion to adopt Ordinance 80-91. Murphy read the legislative synopsis and gave the committee report with a Do Pass recommendation of 7-0.

Ordinance 80-91 was then adopted by a roll call vote of Ayes: 7, Nays: 0.

Dilcher moved and Murphy seconded a motion to introduce and read Appropriation Ordinance 80-12 by title only.

APPROPRIATION
ORDINANCE 80-12
Funds from MVH
Fund

Clerk Connors read Appropriation Ordinance 80-12 by title only.

Dilcher moved and Service seconded a motion to adopt Appropriation Ordinance 80-12.

Murphy read the legislative synopsis and gave the committee report with a Do Pass recommendation of 7-0.

Appropriation Ordinance 80-12 was then adopted by a roll call vote of Ayes: 7, Nays: 0.

Dilcher moved and Murphy seconded a motion to introduce and read Ordinance 80-88 by title only.

ORDINANCE 80-88
To Create a
Community
Arts Commission

Clerk Connors read Ordinance 80-88 by title only.

Dilcher moved and Service seconded a motion to adopt Ordinance 80-88.

Murphy read the legislative synopsis and gave the committee report with a Do Pass recommendation of 7-0.

Towell moved and Service seconded a motion to amend the ordinance to increase the membership to seven with three appointments by the Bloomington Area Arts Council instead of one. Towell said that it was the BAAC that originally approached the Mayor about getting some support for the arts and they should have more influence, adding that a 4/3 balance of city/BAAC members would be appropriate.

Service agreed, stating that the BAAC has tried to accomplish many of the things that the City Commission will aim for.

Mayor McCloskey said that this is a major amendment to the ordinance and he urged the Council to delay the ordinance so that perhaps other groups such as the Chamber of Commerce and County Commissioners could also be included if the Council is already inclined to increase the membership. Hogan agreed with the Mayor, as did Murphy who said he is sympathetic to the amendment but would like to see it discussed further.

Dorothy Stewart, President of the BAAC, said seven members would probably be more realistic since a five member board could have a problem if there is absenteeism, etc.

Dilcher moved and Towell seconded a motion to continue Ordinance 80-88 until the next Council meeting. Motion carried by a roll call vote of Ayes: 7, Nays: 0.

Dilcher moved and Murphy seconded a motion to introduce and read Ordinance 80-85 by title only.

ORDINANCE 80-85
Adopt Amendments
to the Zoning
Ordinance

Clerk Connors read Ordinance 80-85 by title only.

Dilcher moved and Service seconded a motion to adopt Ordinance 80-85.

Murphy read the legislative synopsis and gave the committee report with a Do Pass recommendation of 7-0.

Planning Director Tim Mueller said these amendments have been discussed in detail over many meetings with many different groups and they have all come to a consensus on these.

Rosemary Miller, resident of Blue Ridge, said she is concerned about the amendment allowing duplexes in single-family zones.

Tim Mueller responded that they will only be allowed in RS zones that are abutting or facing business or industrial zones or multi-family zones with the exception of the RM zone. They had a lot of discussion with the Elm Heights Neighborhood Association on this amendment and the provision that the duplexes must be on a collector or arterial street was added at the request of the neighborhood.

Towell said duplexes used to be allowed in RS zones and he is not convinced that it would hurt any neighborhoods, adding that it is not the same as having apartments in an RS zone.

Allison said she was concerned about this amendment too, but there are really not that many areas that would be affected. People will not build single family residences on very busy streets and this amendment may allow some of those vacant areas to be tastefully developed.

Rosemary Miller said she understands that PUD's would also be allowed and Mueller replied that is correct; they are allowed in any residential zone. The Plan Commission thought this was a good idea so that there could be more housing flexibility in the community.

Ordinance 80-85 was then adopted by a roll call vote of Ayes: 7, Nays: 0.

Dilcher moved and Service seconded a motion to introduce and read Ordinance 80-93 by title only.

Clerk Connors read Ordinance 80-93 by title only and Allison read the legislative synopsis.

Dilcher moved and Murphy seconded a motion to introduce and read Ordinance 80-95 by title only.

Clerk Connors read Ordinance 80-95 by title only and Allison read the legislative synopsis.

Dilcher moved and Murphy seconded a motion to introduce and read Ordinance 80-92 by title only.

Clerk Connors read Ordinance 80-92 by title only and Allison read the legislative synopsis.

Dilcher moved and Murphy seconded a motion to approve the minutes of October 23, 1980, as submitted. Motion carried by unanimous voice vote.

The meeting was then adjourned at 8:25 p.m.

FIRST READINGS
ORDINANCE 80-93
Supplement EDC Bonds
for I.U. Retirement
Community

ORDINANCE 80-95
Establish Procedure
for Selling/Leasing
City Property

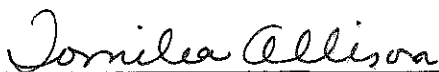
ORDINANCE 80-92
To Amend BMC re:
Snow Removal


MINUTES FOR APPROVAL:
10/23/80

ADJOURNMENT

APPROVE:

ATTEST:


Tomilea Allison, President
Bloomington Common Council


Nora M. Connors, City Clerk

MINUTES approved this 20th day of November, 1980.