

In the Common Council Chambers of the Municipal Building held on January 17, 1979, with Council president Allison presiding over a regular session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
JANUARY 17, 1979

Councilmembers present: Allison, Richardson, Morrison, Towell, Young, Middleton and Blume. Absent: Olcott and Kinzer, who were out of town.

ROLL CALL

These minutes are a summary - tapes available in Council Office.

ROLL CALL

Allison gave the agenda summation. For second reading, Resolution 79-3, To Approve Investment of Funds by the City Controller; Ordinance 78-95, To Amend Chapter 2.36 of the BMC, Entitled, "Board of Parks and Recreation" and Create Special Nonreverting Gift Fund; Ordinance 79-2, To Designate 419 N. Washington as Historic Structure; Resolution 79-2, To Urge Bloomington's Representatives to the Indiana General Assembly to Support Legislation to Amend Provisions on City Housing Authorities; and Resolution 79-1, To Urge Bloomington's Representatives to the Indiana General Assembly to Support Legislation to Grant Second-Class Cities the Option of Abolishing the Office of City Clerk. For first reading: Appropriation Ordinance 79-1, To Appropriate Funds from Federal Revenue Sharing to Human Resources and from Motor Vehicle Highway Fund to the Street Department; Ordinance 79-7, To Amend Title 15.64.410 of the BMC, Entitled, "No Parking Zones"; Ordinance 79-5, To Amend Section 15.76.010 of the BMC re: Stop Intersections; Ordinance 79-1, To Amend Title 6 of the BMC re: Health and Sanitation; and Ordinance 79-6, To Repeal and Re-enact Chapter 4.24 of the Bloomington Municipal Code, Entitled, "Taxicabs". Also, the minutes of December 7, 1979 are to be approved. An executive session re: personnel is to follow the meeting.

AGENDA SUMMATION

Richardson announced two upcoming press conferences that the Mayor will hold re: funds for a soccer field at BHSS and also the expansion of the College Mall.

Young noted that Councilmember Olcott is in Washington at a Prayer Breakfast with the President, and said he hopes they can say a prayer to lower inflation.

Morrison introduced the new Director of the Housing Authority, Gene Stokes. Second, he said that the Mayor will soon name a tenant to the Housing Authority and that he is very glad to see a Crestmont resident being appointed. Third, he spoke to the improvements to the westside over the last eleven years as their representative on the Council, noting that \$2 million worth of improvements have been made on the westside. He then announced that he will seek a fourth term as Councilmember from District I.

Allison welcomed Gene Stokes and said she is pleased to see Betsy Williams hired as the City Grantsperson. She said that she is professional and compassionate, and that she did a very good job as Director of the Animal Shelter.

There was no message from the mayor. There were no petitions or communications.

MESSAGE FROM  
THE MAYOR & P&COM

Richardson moved and Young seconded a motion to introduce and read Resolution 79-3 in entirety. Clerk Dolnick read Resolution 79-3 in entirety.

RESOLUTION 79-3  
To Approve Invest-  
ment of Funds by  
City Controller

Richardson moved and Morrison seconded a motion to adopt Resolution 79-3. Allison read the legislative synopsis and noted that there was no committee meeting last week so there will be no committee reports for second reading.

Blume asked if the investments are regulated by the state and Pat Gross, City Controller, explained that they can only invest

in three areas: certificates of deposit; certain governmental notes and repurchase agreements.

Richardson noted that the local paper did an excellent story recently on investment of funds by the Controller, and thanked Pat Gross for earning the city nearly a half-million dollars in interest.

Pat Gross added that Barb Cox does most of the investing, and the credit should go to her.

Resolution 79-3 was then adopted by a roll call vote of Ayes: 7, Nays: 0.

Richardson moved and Morrison seconded a motion to introduce and read Ordinance 78-95 by title only. Clerk Dolnick read Ordinance 78-95 by title only.

ORDINANCE 78-95  
Amend BMC re:  
Parks and Rec.  
Special Gift Fund

Richardson moved and Morrison seconded a motion to adopt Ordinance 78-95. Allison read the legislative synopsis.

Towell asked about the procedure for spending the funds, and Bill Wilson, Director of Parks and Recreation, said that all claims must be approved by a majority of the board of five. The reason the ordinance was initiated was because several businesses wanted to donate scoreboards for the Winslow Park Sports Complex, and this would be a savings to the city of about \$14,000.

Towell said that it is set out in the synopsis but not in the ordinance that gifts from the board require approval.

Blume asked if this ordinance is a duplication of state law, and Frances Komoroske, Council Attorney, said that it basically is but the State Board of Accounts advised her that they would be more comfortable if the Council passed an ordinance to the same effect.

Richardson moved and Towell seconded a motion to amend Ordinance 78-95 in Section I to add after the word "board", the words, "after approval of the board". Blume spoke against the amendment, stating that it is already explicit in state law.

Motion failed by a roll call vote of Ayes: 2, Nays: 5 (Towell, Young, Blume, Middleton and Allison).

Young asked how many donations the Board receives a year, and Wilson answered a few, but always for a specific purpose (bleachers, etc.)

Ordinance 78-95 was then adopted by a roll call vote of Ayes: 7, Nays: 0.

Richardson moved and Morrison seconded a motion to introduce and read Ordinance 79-2 by title only. Clerk Dolnick read Ordinance 79-2 by title only.

ORDINANCE 79-2  
To Designate a  
Building as His-  
toric. Lot#8,  
Bolman Place.

Richardson moved and Morrison seconded a motion to adopt Ordinance 79-2. Allison read the legislative synopsis.

Blume asked Pam Service, petitioner, why she wants her house designated historic and if there are tax breaks involved.

Pam Service replied that the only tax break would be if an entire district is designated historic. The local Historical Study Committee is working on an ordinance that would be consistent with the federal laws. She said the reason she would like the Council to give the designation is because it would be an assurance that the house would be preserved and recognized.

Morrison said owners of historic homes deserve taxbreaks since it is so expensive to keep these houses up and to buy any kind of replacement parts since they all have to be specially built. He said these people should be thanked for preserving these homes.

In answer to a question from Young, Service said that if a new owner wanted to make changes to the house, they could request that the designation be taken away. Stu Reller, Senior Planner, added that there is a process called "certificate of appropriateness" that could be used in such cases without a change of zone.

Towell added that many houses have been torn down in that neighborhood, many because people thought that if a house was forty years old it was no good. He said he is glad to see more attention paid to these older homes.

Ordinance 78-95 was then adopted by a roll call vote of Ayes: 7, Nays: 0.

Richardson moved and Morrison seconded a motion to introduce and read Resolution 79-2 in entirety. Clerk Dolnick read Resolution 79-2 in entirety.

RESOLUTION 79-2  
To Urge Blgtn.'s  
Reps. to Amend  
Provisions on  
Housing Authorities

Richardson moved and Morrison seconded a motion to adopt Resolution 79-2. Allison read the legislative synopsis.

Morrison, sponsor of the resolution, explained that the Mayor now has all appointments, and the resolution would change this so that the Council has two of the five appointments. He said the Mayor will soon appoint a tenant, and the resolution would create a tenants concern committee. In answer to a question from Blume re: why tenants have been excluded from membership, Morrison said he suspected that there may be a conflict of interest. He added that Lake County and several others have appointed tenants.

Towell said he had attended Housing Authority meetings for two years five years ago, and Council attendance was always well received. He explained that the current Indiana laws have unfortunately never been used; they set out that cities may enter the private housing market to provide housing for low income people. The law was created during the depression but has never been used. He urged the new Director of the Housing Authority to look into this law, especially since it is one of the few home rule laws that are still on the books. It would be a good opportunity to use this for the betterment of the community.

Richardson asked who would appoint the members of the Tenant Board, and France Komoroske answered three by the Housing Authority with approval by the Council and three by the tenants themselves. Richardson noted that it is important to consider who makes the appointments of the tenants, adding that the tenants should be able to choose their own representative to the Housing Authority.

Linda Alis, staff member of the Housing Authority, stated that the tenants have long wanted a representative on the Housing Authority, and asked how the Tenant Board would be different than the present Tenant's Association. Morrison answered that they would merely have more "clout", and would serve as a sort of appeals board.

Blume moved and Middleton seconded a motion to clarify the resolution by adding that two "of the five" members are appointed by the Council. Motion carried by a roll call vote of Ayes: 7, Nays: 0.

Resolution 79-2 was then adopted as amended by a roll call vote of Ayes: 7, Nays: 0.

Richardson moved and Middleton seconded a motion to introduce and read Resolution 79-1 in entirety. Clerk Dolnick then read Resolution 79-1 in entirety.

RESOLUTION 79-1  
To Urge Blgtn.'s  
Reps to Support  
Legislation to  
Grant 2nd Class  
Cities Option of  
Abolishing Office  
of City Clerk

Richardson moved and Middleton seconded a motion to adopt Resolution 79-1. Allison read the legislative synopsis.

Middleton, sponsor of the ordinance, explained that this resolution would recommend an amendment to state statutes to allow second-class cities to abolish the office of City Clerk if they so desired and transfer these responsibilities to the Common Council's staff. He noted that in Indianapolis, the City Council appoints the City Clerk. He said the Council could then better supervise their operation, files, etc. Representative Jerry Bales has agreed to sponsor this resolution.

Richardson said that he is not convinced that the office should be abolished, but said cities should still have the option. By passage of this resolution, the Council is not saying that the office should be abolished.

Towell said he doesn't have a strong opinion either way, but said it is always good to have options. He added, however, that with so many important issues that cities should address themselves to in amending state statutes, i.e. impacted areas legislation, it may be wiser to give first consideration to more important issues. Middleton answered that the Council could do both, and Richardson agreed.

Young agreed that it would be a good idea to give a city the option of abolishing the office if it is not needed.

Resolution 79-1 then failed for lack of majority by a roll call vote of Ayes: 4, Nays: 3 (Morrison, Towell and Allison).

Richardson moved and Blume seconded a motion to introduce and read Appropriation Ordinance 79-1 by title only, and Clerk Dolnick read App. Ordinance 79-1 by title only with Allison reading the legislative synopsis and asked for public comments.

FIRST READINGS  
APP. ORD. 79-1  
From FRS to HRD,  
from MVH to Streets

Richardson moved and Morrison seconded a motion to introduce and read Ordinance 79-7 by title only. Clerk Dolnick read Ordinance 79-7 by title only and Allison read the synopsis.

ORDINANCE 79-7  
Amend BMC re:  
No Parking Zones

Richardson moved and Morrison seconded a motion to introduce and read Ordinance 79-5 by title only. Clerk Dolnick read Ordinance 79-5 by title only and Allison read the synopsis.

ORDINANCE 79-5  
Amend BMC re:  
Stop Intersections

Richardson moved and Morrison seconded a motion to introduce and read Ordinance 79-1 by title only. Clerk Dolnick read Ordinance 79-1 by title only and Allison read the synopsis.

ORDINANCE 79-1  
Amend BMC re: Health  
& Sanitation

Richardson moved and Morrison seconded a motion to introduce and read Ordinance 79-6 by title only. Clerk Dolnick read Ordinance 79-6 by title only and Allison read the synopsis.

ORDINANCE 79-6  
Amend BMC re:  
Taxicabs

Richardson moved and Morrison seconded a motion to approve the minutes of December 7, 1978 as submitted. Motion carried by unanimous voice vote.

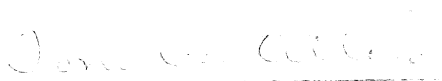
MINUTES: 12/7/78

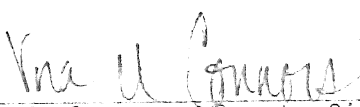
The meeting was then adjourned at 9:03 p.m. An executive session re: personnel was then held until 10:40 p.m.

ADJOURNMENT  
EXECUTIVE SESSION

APPROVE:

ATTEST:

  
Tomilea Allison, President  
Bloomington Common Council

  
Nora M. Connors, Deputy City Clerk

MINUTES approved this 7 day of February, 1979.