

The Common Council of the City of Bloomington met in regular session on July 31, 1979, in the Common Council Chambers in the Municipal Building and conducted the following business:

These minutes are a summary - a taped recording is on file in the City Clerk's Office.

ROLL CALL

PRESENT: Morrison, Young, Kinzer, Richardson, Olcott, Blume, Middleton,
Allison
ABSENT: Towell

There being eight (8) members present and one (1) member absent and eight (8) members representing a quorum the session was officially opened by Councilpresident Allison.

AGENDA SUMMATION

Councilpresident Allison read the Agenda and announced that a meeting on Ordinance 79-61 regarding amendments of the zoning code would be held for public review.

MESSAGES FROM COUNCILMEMBERS

Councilmember Morrison commented on an article about the Bloomington Transit system in the Herald-Telephone and said that Councilmembers chose something six years ago that has been good for Bloomington residents.

Councilmember Olcott said he was concerned that the traffic commission is being run with not enough human element and he would like to see the commission be more receptive.

Councilmember Richardson said he shared Councilmember Olcott's opinion.

Councilpresident Allison said she wrote a letter to Horizon Communications in regard to questions people have been having about how they are being billed by the local Cable T.V. company. She said customers will be receiving a letter explaining the new billing system and asking if they want to be billed every month, every two months or once a year.

MESSAGES FROM THE MAYOR

Mayor McCloskey said that since Councilmember Morrison brought up the subject of the article on the Bloomington Transit system in the Herald-Telephone he would comment on one wrong assertion made that the administration does not care about the subsidy factor. McCloskey said he and other Councilmembers have been in detailed consultation with other officials in the state to look into community mass-transit money. He said there is a very good chance Bloomington will qualify for up to 50% of the present bus subsidy coming from Federal Revenue Sharing monies for next year.

McCloskey said he and Harriet Lipkin wanted to speak briefly on the status of Equal Employment and the Affirmative Action Program for the City of Bloomington and progress made in the last two years.

He said historically he would like to note that in the last seven years Bloomington has had a very good record for innovation. For example the enactment of the more comprehensive human rights ordinance, putting women on active police duty and he said he hoped before long they will see women firefighters. McCloskey said that 4 out of 15 department heads are women. He said they hoped that seventeen more women would be hired over the period of the next year and four more minorities. He said over the next five years they hoped the entire city work force would employ the total of 112 more women than now and eight more minorities. McCloskey said he is counseling daily with department heads as to more positive ways to recruit and

meet these goals. He then thanked Harriet Lipkin and Ann Vaughn for the work they have done.

Harriet Lipkin said the affirmative action program is about goals not quotas, and that the city expects these same type of goals from firms they contract with for business. Lipkin said they want to see minorities in status positions but qualifications are always the primary factor.

Councilmember Kinzer said that she thought it should be made clear that the city still has a long way to go before it truly represents minorities and women.

Mayor McCloskey said there are areas that need work and a serious attempt is being made in meeting their goals.

Councilmember Blume said he thought one reason the city is below the national average for employing minorities is because Bloomington is below the national average for residents that are considered in a minority.

Lipkin said that factor was taken into consideration and the City of Bloomington is still below average in meeting affirmative action goals.

Councilmember Richardson said in regard to the Bloomington transit topic he would like to recommend to Council that they reassess the fare status of the present mass transit system.

PETITIONS AND COMMUNICATIONS

There were no petitions and communications.

LEGISLATION FOR DISCUSSION/VOTE-SECOND READINGS

RESOLUTION 79-21 TO RECOMMEND THAT THE CIVIL CITY OBTAIN ITS OWN COMPUTER FACILITY

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce RESOLUTION 79-21 and read in its entirety. Voice vote. So ordered.

Deputy City Clerk Lacewell read RESOLUTION 79-21 in its entirety.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt RESOLUTION 79-21.

Councilpresident Allison read the legislative synopsis.

Councilmember Olcott gave the committee report and noted that the committee felt they should have started sooner to obtain a computer but the final vote was 6 ayes and 0 nays for the city to go ahead with obtaining a computer.

Councilmember Middleton asked if the computer facility would be put up for bids.

John Goss, Administrative Assistant to the Mayor, said yes it would be placed up for bids.

Councilmember Olcott added that the specifications for the computer facility will be written so that many different companies can place bids.

Olcott added that after working with the computer use analyst John DeWitz he feels that he is a very capable person to be steering their computer project.

Councilmember Blume said he has been shown figures that the city can obtain a computer cheaper by purchasing one alone than with the

the Utilities Department. He said he doesn't believe that figure and at this time he is not prepared to vote.

Councilmember Kinzer said it is cheaper in terms of software but not in terms of hardware and added that it is a misconception to believe that one computer is cheaper than two.

Councilmember Blume said computers have never saved money and never really replaced anyone.

Councilmember Kinzer said they are not saving but they are improving the efficiency of city operations. ,

Councilmember Middleton said the savings factor should not be given much weight because they must meet the needs of the city.

Councilmember Kinzer said it was important to realize that one computer could have done the job for the Utilities Department and the rest of the city functions but that the Utilities Department already contracted for a computer that could not meet the needs of the rest of the city offices and now they have no choice but to buy another computer.

Councilmember Blume said that by law the Utilities Department should have submitted the contract to the Council.

Councilmember Kinzer said it is not law, only city policy.

Council Attorney, Frances Komorske said the contract was never submitted.

Councilmember Olcott said the Utilities Department bought a computer acceptable to what they needed and the problem at hand was because of a lack of communication.

Councilmember Richardson said he would like to see the status changed for the Utilities Department so that they could not act so independently.

ROLL CALL ON RESOLUTION 79-21

AYES: Morrison, Young, Kinzer, Richardson, Olcott, Middleton, Allison
NAYS: Blume

There being seven (7) ayes and one (1) nays RESOLUTION 79-21 is adopted.

ORDINANCE 79-52 TO AMEND ZONING MAPS
RE: 2537 VERNAL PIKE FROM RE TO ML

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-52 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-52 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-52.

Councilpresident Allison read the legislative synopsis.

Councilmember Olcott gave the committee report of 4 ayes and 1 nay with the stipulation that the ordinance and synopsis be amended to include the sentence "with an SC - Special Conservancy District Overlay" (worded as shown on the amendment form attached). Voice vote. So ordered.

Councilmember Blume said he would like to see sewers required for most things zoned for light manufacturing. He said he had no objections to passing this rezoning without sewer requirements for this

particular use but if the use changes in six months they are stuck with the zoning.

Councilmember Middleton said this property is in the county and it falls under the restrictions imposed by the County Board of Health. He said if the zoning use changes to a business with many employees the business is automatically required to put in sewers or not go into business.

Councilmember Young said it was also under the jurisdiction of the State Administrative Building Council.

Councilmember Kinzer asked if this zoning change would also allow the property to be used as residential property.

Tim Mueller said it could not be used for residential purposes.

Mueller explained that the owner of this parcel also owns the surrounding property and in the future will be submitting some sort of development and at that time the planning staff can work out a more appropriate access and service to the entire area.

Councilmember Kinzer said she would prefer to zone all the area at once with a chance to review alternate access routes than to do spot zoning.

ROLL CALL ON ORDINANCE 79-52

AYES: Morrison, Young, Olcott, Blume, Middleton, Allison
NAYS: Kinzer, Richardson

There being six (6) ayes and two (2) nays ORDINANCE 79-52 is adopted.

ORDINANCE 79-53 TO AMEND ZONING MAPS
RE: 5228 AND 4230 N. HIGHWAY 37 FROM RE TO BA

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-53 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-53 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-53.

Councilpresident Allison read the legislative synopsis.

Councilmember Olcott gave the committee report and said the committee voted in favor of the ordinance because it is affected by the new flood plain regulations and approved by the Department of Natural Resources. He said the entire area is a very floodable area but the committee felt that it does have some usage and is a valuable piece of property.

ROLL CALL ON ORDINANCE 79-53

AYES: Morrison, Young, Kinzer, Richardson, Olcott, Blume, Middleton, Allison
NAYS: None

There being eight (8) ayes and no (0) nays ORDINANCE 79-53 is adopted.

ORDINANCE 79-55 1980 SALARY ORDINANCE FOR APPOINTED OFFICERS AND EMPLOYEES

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-55 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-55 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-55.

Councilpresident Allison read the legislative synopsis.

Councilmember Olcott gave the committee report of a Do Pass recommendation and a vote of 5 - 0 pending the amendments attached.

Councilmember Richardson moved and Councilmember Middleton seconded the motion to make the following amendments: (a) to amend the salary for the Computer Use Analyst from \$12,800 to \$15,000 (b) to amend the salary for the Nutrition Director from \$11,352 to \$12,000; (c) to amend the HRD PPT Outreach worker from \$5,000 to \$4.88/hr; and (d) to add the position of Assitant Housing Code Enforcement Officer at \$11,000.

ROLL CALL ON AMENDMENT

AYES: Morrison, Young, Kinzer, Richardson, Olcott, Blume, Middleton, Allison

NAYS: None

There being eight (8) ayes and no (0) nays the amendment passes.

Councilmember Richardson moved and Councilmember Kinzer seconded the motion to amend the salary of the Fleet Maintenance Manager position from \$7.13/hr. to \$18,000.

Councilmember Olcott said if they are going to set a salary figure he would prefer \$22,000 as opposed to the \$18,000. He added that he would like to see an assistant to that position be added.

Councilmember Morrison said he would prefer to stay with the hourly wage because it works as incentive for the person in that position to be paid for overtime.

Councilmember Young said the present system at \$7.13/hr. has been successful and he would not want to change it to a salary wage.

Councilmember Middleton said he would like to stay with the hourly wage of \$7.13 and at the same time they should look into establishing the position of an assistant to the manager.

Councilmember Richardson said he compared salaries within the city and the proposed salary of \$18,000 is a comparable wage to what others are making in that type of position in Bloomington.

Councilmember Olcott said he didn't think a department head should be on an hourly wage and also be in a position to control their own hours.

ROLL CALL ON AMENDMENT

AYES: Richardson

NAYS: Morrison, Young, Kinzer, Olcott, Blume, Middleton, Allison

There being one (1) aye and seven (7) nays the amendment fails.

Councilmember Richardson moved and Councilmember Olcott seconded the motion to amend the salary for Fleet Maintenance Manager to \$21,207.

ROLL CALL ON AMENDMENT

AYES: Richardson, Olcott

NAYS: Morrison, Young, Kinzer, Blume, Middleton, Allison

There being two (2) ayes and six (6) nays the amendment fails.

Councilmember Kinzer moved and Councilmember Middleton seconded

the motion to adopt ORDINANCE 79-55 as amended.

ROLL CALL ON ORDINANCE 79-55 AS AMENDED

AYES: Morrison, Young, Kinzer, Richardson, Olcott, Blume, Middleton,
Allison

NAYS: None

There being eight (8) ayes and no (0) nays ORDINANCE 79-55 as amended is adopted.

Councilmember Richardson made the following motions but they were not seconded: (1) that the Equal Employment Opportunity officer be salaried and separate from the legal department; (2) that the positions of Planner I,II,III, from the Planning Department be frozen to their current wage.

Councilmember Olcott moved to delete the Human Resources Attorney position and add it to the Legal Department. There was no second for the motion.

ORDINANCE 79-56 1980 SALARY ORDINANCE FOR POLICE AND FIRE OFFICERS AND EMPLOYEES

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-56 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-56 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-56.

Councilpresident Allison read the legislative synopsis.

Councilmember Olcott said the committee voted 5-0 to amend sections III and IV to cut \$1,000 from the top five pay grades. Olcott explained that the cut was done in exchange for the supervisors to keep their cars.

Councilmember Kinzer asked if these cars were marked cars.

Councilmember Olcott said some cars are marked and some are not.

Councilmember Kinzer said the original intent was that all cars should be marked.

Councilmember Olcott said they are moving in that direction.

Councilmember Kinzer said that it bothered her that management positions received a higher percentage increase than the bargaining unit receives.

Councilmember Kinzer moved to postpone consideration of the ordinance until a future meeting. There was no second to the motion.

Councilmember Middleton moved to amend sections III and IV to cut \$1,000 from the top five pay grades and Councilmember Olcott seconded the motion.

ROLL CALL ON AMENDMENT

AYES: Morrison, Young, Kinzer, Richardson, Olcott, Blume, Middleton,
Allison

NAYS: None

There being eight (8) ayes and no (0) nays the amendment passes.

Councilmember Kinzer moved that the wage increases for the management positions be set to reflect the same percentage increase as the bargaining unit. There was no second to the motion.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-56 as amended.

ROLL CALL ON AMENDMENT

AYES: Morrison, Young, Richardson, Olcott, Blume, Middleton, Allison
NAYS: Kinzer

There being seven (7) ayes and one (1) nay ORDINANCE 79-56 as amended is adopted.

(Councilmember Middleton left the Council Chambers)

ORDINANCE 79-57 TO AMEND 1979 SALARY ORDINANCE RE: Fleet Maintenance

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-57 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-57 by title only.

Councilmember Richardson moved and Councilmember Morrison seconded the motion to adopt ORDINANCE 79-57

Councilpresident Allison read the legislative synopsis.

Councilmember Olcott gave the committee report of a Do Pass recommendation.

Councilmember Richardson moved and Councilmember Kinzer seconded the motion to delete the position of Fleet Maintenance Manager from the ordinance.

ROLL CALL ON AMENDMENT

AYES: Morrison, Kinzer, Richardson, Blume
NAYS: Young, Olcott, Allison

There being four (4) ayes and three (3) nays the amendment fails for lack of a majority.

Councilmember Blume moved and Councilmember Richardson seconded the motion to amend the ordinance and change the job rate for Fleet Maintenance Manager to \$6.40/hr, a 7% increase over the current rate.

ROLL CALL ON AMENDMENT

AYES: Morrison, Young, Kinzer, Richardson, Olcott, Blume, Allison
NAYS: None

There being seven (7) ayes and no (0) nays the amendment passes.

Councilmember Kinzer moved and Councilmember Richardson seconded the motion to adopt ORDINANCE 79-57 as amended.

ROLL CALL ON ORDINANCE 79-57 AS AMENDED

AYES: Morrison, Young, Kinzer, Richardson, Olcott, Blume, Allison
NAYS: None

There being seven (7) ayes and no (0) nays ORDINANCE 79-57 as amended is adopted.

INTRODUCTION OF ORDINANCES FOR FIRST READING

APPROPRIATION ORDINANCE 79-9 TO APPROPRIATE FUNDS FROM LOCAL ROAD AND STREET FUND AND MOTOR VEHICLE HIGHWAY FUND

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce Appropriation ORDINANCE 79-9 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read APPROPRIATION ORDINANCE 79-9 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-58 TO REPEAL CHAPTER 4.24 OF THE BMC ENTITLED "TAXICABS"

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-58 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-58 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-59 TO REPEAL AND RE-ENACT CHAPTER 4.24 OF THE BMC ENTITLED "TAXICABS"

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-59 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-59 by title only and Councilpresident Allison read the legislative synopsis.

ORDINANCE 79-61 TO AMEND TITLE 20 OF THE BMC ENTITLED "ZONING"
RE: Code revisions

Councilmember Richardson moved and Councilmember Morrison seconded the motion to introduce ORDINANCE 79-61 and read by title only. Voice vote. So ordered.

Deputy City Clerk Lacewell read ORDINANCE 79-61 by title only and Councilpresident Allison read the legislative synopsis.

ADJOURNMENT

The meeting adjourned at 10:00 p.m.

APPROVE:

ATTEST:

Tomilea Allison
TOMILEA ALLISON, President
Bloomington Common Council

Nora Connors
NORA CONNORS, City Clerk

MINUTES APPROVED THIS 20th DAY OF September, 1979.

AMENDMENT FORM

ORDINANCE # 79-52 RESOLUTION # _____ APPROPRIATION ORDINANCE # _____

SUBMITTED BY: Plan Commission and Petitioners

COMMITTEE ACTION: None

PROPOSED AMENDMENT: In the "Now, Therefore" section, add the underlined phrase as follows:

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, that the authority of Chapter 174 of the 1947 Acts of the General Assembly of the State of Indiana, as amended, that the zoning be changed from RE-Residential Estate to ML-Light Manufacturing and Industrial Districts with an SC-Special Conservancy District overlay, for the property located at 2537 Vernal Pike, Bloomington, Indiana.

Also, the synopsis should be amended to read as follows:

This ordinance, if approved, will change the zoning of a vacant 7.59 acre parcel on the east side of SR 37 at Vernal Pike from RE-Residential Estate District to ML-Light Manufacturing and Industrial District, with an SC-Special Conservancy District overlay. The petitioner, Ambro Electric, proposes to build an office/warehouse facility on the site.