

In the Common Council Chambers of the Municipal Building held on July 6, 1978, with Council president Richardson presiding over a regular session. These minutes are summaries.

COMMON COUNCIL
REGULAR SESSION
JULY 6, 1978

Councilmembers present: Olcott, Morrison, Towell, Young, Blume, Middleton and Richardson. Absent: Kinzer and Allison.

ROLL CALL

Councilmember Olcott began the meeting and presided until Council president Richardson arrived. He then gave the agenda summation: For second reading, Resolution 78-18, To Increase Funding of Transit Grant Application. For first reading, Ordinance 78-45, Budget Transfers; Ordinance 78-42, To Amend Zoning Maps re: 2103 W. 3rd St. RL to BA; Ordinance 78-43, To Amend Zoning Maps re: 3500 block of E. side of Walnut RE to RS; Ordinance 78-49, To Authorize City of Bloomington to Issue Economic Development Revenue Bonds to the Bloomington Klubhaus, Inc.; Ordinance 78-45, To Amend 2.60 of the BMC Entitled, "Human Rights Commission" and Include Coverage of Handicapped Persons; Ordinance 78-47, To Provide for the Continuation of City Court to 1983; and Ordinance 78-48, To Adopt Chapter 6.12 of the Bloomington Municipal Code, Entitled, "Smoking in Public Places". Also the minutes of June 1 and June 15 are to be approved.

AGENDA SUMMATION

Young commented that he was glad to see what Howard Jarvis accomplished in California with Proposition 13.

MESSAGES FROM
COUNCILMEMBERS

Towell said that he attended the County Council's hearing on the City/County Building Authority, and he said the meeting was very undemocratic in the way it was run. He said all those that liked the idea of the Authority were not heard. Public hearings held by the County Council were held as far out of the City as possible and there was no hearing for City residents. He criticized the County Council for allowing these things to happen.

Morrison said that the reconstruction of W. Sixth Street is now completed and explained what a successful program it is.

Olcott agreed with Towell that it was unjust not to have any hearings in the City so that City residents could make their feelings known. He said the City should go ahead by themselves since the County will not cooperate. He said if the population could vote on it, they would agree that joint ventures are the best way to save tax dollars.

Richardson complimented Middleton for the work he had done on formation of the City/County Building. Whatever happens, after the hearings more people are aware of the space needs of the county. Second, the Housing Code Committee met again to discuss the Housing Code Ordinance. He said many different opinions have gone into the ordinance and the Committee has tried to incorporate many of these suggestions in an effort to make the ordinance workable for all sides.

Middleton moved and Morrison seconded a motion to appoint Martha Packard as the Council's PAL's representative to the Animal Control Commission. Motion carried by a unanimous voice vote.

APPOINTMENT TO
ANIMAL CONTROL
COMMISSION

Mike Philips addressed the Council. He said the department wanted to inform the public of the overall operational procedures of the department through the annual report and secondly to list accomplishments made. In 1977, the water plants pumped 11.9 million gallons per day (9% over 1976). The wastewater plants treated 10.8 million gallons a day (7% over 1976). The biggest 1977 event was the severe weather conditions with freezing pipes, etc.

1977 ANNUAL
REPORTS: Utili-
ties Department

The Utility spent between \$125,000 and \$150,000 on freeze related items in the budget. Modifications are being undertaken on the Monroe Water Treatment Plant for \$135,000 and the new Dillman Road Plant will be under construction in 1978. He then went through the activities of water and sewer line workers. The wastewater rate study was completed in 1977.

There was a short discussion on working out the the bugs in the computer system, and Philips said they hope to have everything working well soon.

Mike Philips answered a question from Morrison concerning the bad taste of the water, and he said this was from algae that is harmless. The more algae, the more chlorine they have to put in the water. The amount of algae depends on what level of the lake it is being pumped from.

Young asked about the surplus of vehicles at the Service Center, and Philips explained that there is a surplus that will go to auction soon. This is partly due to the reduction in manpower through layoffs, and partly because the vehicles are getting old. There was discussion on a retaining wall at the new treatment plant and whether the Utilities should go to the expense of painting it.

There was then discussion on the water rate increase and when the Utilities should receive revenues from the increase. Philips said they hope to have it approved before September.

Blume asked if there is anything on the new sewer bills that would tell people to check the bill closely since they are being billed at a retroactive rate and Philips said no but he can bring this up to the USB.

Middleton said the City is starting to run into problems with annexations because of the lack of funds in utilities for new lines. How much can the City plan on expanding with the operation of the new plant?

Philips said the State Board of Health limited hook-ons to the South plant at 1,600 to 1,700. The new plant was designed to accommodate growth to 1995. This should be sufficient for hook-ons up to then.

Olcott said he is concerned to see how much money is lost since the Council abolished deposit requirements for water meters. Philips said this is being reconsidered in discussion of new rules and regulations. Richardson this and many other items will be discussed by the USB for the next couple meetings.

Richardson said the report hardly mentions all the problems the department has had in 1977 and said the board and department should be a little more honest about this. He said last year the Council passed the budget for the department by a vote of 6 to 3, and added that this was probably because they had little choice. However, this year there will be a much closer scrutiny of the budget, particularly in light of the large rate increases.

Middleton moved and Olcott seconded a motion to approve the report as submitted.

The report was then approved by a vote of Ayes: 5, Nays, 1 (Towell).

Bill Finch gave the 1977 Annual Report for the Legal Department. He said the Legal Department is involved virtually with anything with legal impact on the City. Primary activities last year were PCB negotiations, negotiations on the NW corner off the square, Old Library agreement, litigation on the Human Rights Commission, municipal code codification, Winslow Sports Complex litigation, and many other topics in the enforcement area.

Legal Department

Middleton and Towell commented that the deposition of the cases should have been given in the report.

Blume asked what the status of the private parking ordinance is, and Finch explained that the problem is in towing and in taking property without due process of law. He said the City has several options and the ordinance should be completed soon. He said that the City could lose a lot of money on this if they are not very careful.

Olcott said he thought it was a good report and said Finch gives answers when the Council asks him questions.

Towell said one of the reasons the Council went along with granting a full-time Deputy Attorney was so that someone would have enough time to concentrate on enforcement of ordinances and he said there is not much in the report about this.

Finch said a great deal of their time is spent talking to people with complaints. They have no investigative staff so other departments have to do this (animal control, zoning, noise ordinance, etc.); they then report back to the Legal Department and the Legal Department then sends out a letter stating the violation and giving them ten days to reply before the City files in court. This takes a long time in some cases. Ordinance enforcement takes more time than any other departmental program.

Richardson asked for an update on the PCB problem and Finch said he did not know. Middleton reported that much of the report has not been completed on the effects of PCB's and levels around the county. He said levels of PCB's in soil with crops grown and then eaten do not seem to have made much difference in the level of PCB's in the people tested. He claimed that there is not much of a problem with getting PCB's out of the lines and sludge, and added that there do not seem to be any significant effects.

Richardson asked for Finch's position on the continuation of City Court, and he said that he had talked to one of the county judges and in his mind he has a few considerations such as the financial impact and the impact on county courts. He said that he sees increased enforcement on the housing code and animal control, along with parking ticket violations. He said the judge said they could pick up the traffic cases from City Court without having a significant impact on their caseload, and they hope to make money off the operation by not increasing staff very much. He said it would not have a big impact on the Legal Department as far as filing in different courts other than it is a little quicker to file in City Court although the County Court is a court of record. They will file their major cases in County Court anyway for this reason.

Olcott moved and Middleton seconded a motion to approve the Legal Department's 1977 Annual Report. Motion carried by a vote of Ayes: 6, Nays: 1 (Towell).

Pat Gross gave her 1977 Annual Report for the Controller's Office to the Council. \$229,000 in interest was made last year at 4.2%. We are now getting 7 to 8%, and the City should make more money this year. She then asked for questions. After a short general discussion, Olcott moved and Middleton seconded a motion to approve the report as submitted. Motion carried by a vote of Ayes: 7, Nays: 0.

Controller's
Office

John Freeman of Personnel read through the highlights of the report and hiring procedures, union agreement, insurance programs, etc. In 1977, the City received about 3,000 job applications.

Personnel
Department

Olcott moved and Middleton seconded a motion to accept the report as submitted. Motion carried by a vote of Ayes: 7, Nays: 0.

Olcott moved and Morrison seconded a motion to introduce and read Resolution 78-18.

RESOLUTION 78-18
Amend Transit
Grant

Clerk Dolnick read Resolution 78-18 in entirety and Richardson read the legislative synopsis.

Olcott moved and Morrison seconded a motion to adopt Resolution 78-18. There was no committee meeting on this.

Jim Wray said that the Department of Transportation recommends the grant be amended to allow for cost overruns, but it may not all be needed. He noted that I.U. was involved, but last week they informed him that they would not go along with the transfer system.

Resolution 78-18 was then adopted by a vote of Ayes: 7, Nays: 0.

There were no petitions and communications.

PETITIONS &
COMMUNICATIONS

Councilmember Olcott moved and Morrison seconded a motion to introduce and read Ordinance 78-45 by title only.

FIRST READINGS
Budget Transfers
Ordinance 78-45

Clerk Dolnick read Ordinance 78-45 by title only and Richardson read the legislative synopsis.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 78-42 by title only.

ORDINANCE 78-42
Amend Zoning Maps

Clerk Dolnick read Ordinance 78-42 by title only and Richardson read the legislative synopsis.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 78-49 by title only.

ORDINANCE 78-49
Authorizing
EDC Bonds for
Bloomington
Klubhaus, Inc.

Clerk Dolnick read Ordinance 78-49 by title only and Richardson read the legislative synopsis.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 78-46 by title only.

ORDINANCE 78-46
Amend HRC to
Include Handi-
cap Coverage.

Clerk Dolnick read Ordinance 78-46 by title only and Richardson read the synopsis.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 78-47 by title only.

ORDINANCE 78-47
Extend City
Court to 1983

Clerk Dolnick read Ordinance 78-47 by title only and Richardson read the legislative synopsis.

Olcott moved and Morrison seconded a motion to introduce and read Ordinance 78-48 by title only.

ORDINANCE 78-48
Re: Smoking in
Public Places

Clerk Dolnick read Ordinance 78-48 by title only and Richardson read the synopsis.

Olcott moved and Morrison seconded a motion to approve the minutes of June 1 and June 15 as submitted. Motion carried by unanimous voice vote.

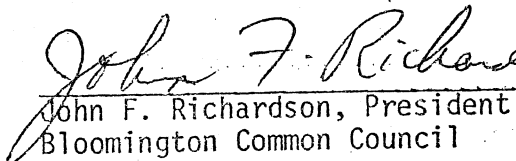
MINUTES FOR
APPROVAL: 6/1
and 6/15/78

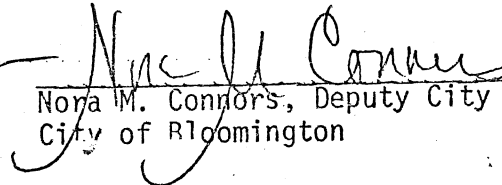
The meeting was then adjourned.

ADJOURNMENT

APPROVE:

ATTEST:


John F. Richardson, President
Bloomington Common Council


Nora M. Connors, Deputy City Clerk
City of Bloomington

MINUTES APPROVED this 3 day of August, 1978.