

In the Common Council Chambers of the Municipal Building held on January 20, 1977, at 7:30 p.m., with the regular session being presided over by Councilpresident Middleton.

REGULAR SESSION
COMMON COUNCIL

Present: Councilmembers Blume, Kinzer, Middleton, Morrison, Olcott, Richardson, De St. Croix, Towell and Young.

ROLL CALL

City Officials Present: Norm Perry, City Engineer; Eve Berry-Brigl, Deputy City Controller; Mayor Frank McCloskey; Steve Richardson, City Attorney; Bill Finch, Personnel Director; Pat Gross, City Controller; M.C. Russell, Street Inspector; Jim Wray, Transit Director; Jean Strohm, Executive Secretary of the Board of Public Works; Fran Koski, Emergency Housing Coordinator; Mike Corbett, Council Administrator.

CITY OFFICIALS
PRESENT

Councilpresident Middleton then gave the agenda summation. For Second Reading: Resolution 77-1, Encomium for Clem Blume, Resolution 77-3, Encomium for Leo Hickman; Ordinance 77-1, To Amend Zoning, 1817 Maxwell Street RS to RL; Ordinance 77-2, Historic Designation of Second Baptist Church; Appropriation Ordinance 77-1, To Appropriate Funds from General Fund to City Court Salaries; Appropriation Ordinance 77-2, To Appropriate Funds from Cumulative Capital for Renovation of the Pistol Range in the Basement of the Municipal Building. After Petitions and Communications, where the Approval of Ambulance Agreement between the City and County will be discussed, First Readings will be introduced. Ordinance 77-5, To Amend Zoning re: Whimples of Walnut, 527 N. Washington & 110 E. Tenth Street RH to BG; Ordinance 77-6, To Amend Zoning, re: 800 W. 11th Street from RS to BL; Ordinance 77-7, To Amend Zoning Ordinance to allow furniture and appliance stores in the BL District. Also the minutes of November 10 and December 2, 1976. He then called for messages from Councilmembers.

AGENDA SUMMATION

Councilmember Towell reported that the Downtown Committee had met that morning and held a constructive meeting. He said everyone that was asked to serve on the Steering Committee accepted. He said proposals should be coming out in the near future.

MESSAGES FROM
COUNCILMEMBERS

Councilmember Young commended the Water, Street, and Sanitation Departments for all of their work during the recent winter weather. He noted that they have been working incredible hours to keep things under control.

Councilmember De St. Croix remarked that he was absent from the last Council meeting because he was in California on business. He said it was good to be back.

Councilmember Olcott then spoke to the memory of his friend, Leo Hickman. He said he served Bloomington for many years as interested citizen, Councilmember, and in many other ways. He continued that although they did not agree on politics, Leo is probably the reason he is a Councilmember, as he encouraged him to run.

Councilmember De St. Croix then read Resolution 77-3, Honorarium for Leo Hickman.

RESOLUTION 77-3
Encomium for Leo
Hickman

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to adopt Resolution 77-3 by acclamation. Unanimous approval of the Council for adoption of Resolution 77-3.

Councilmembers De St. Croix, Towell, and Mayor McCloskey then spoke to the memory of Leo Hickman, stating that he had been a good friend and advisor, and will be sorely missed. They gave condolences to the Hickman family.

Frank McCloskey announced that he had just returned from the U.S. Conference of Mayors in Washington, which he said

was a productive conference. He said he met with members of the Carter cabinet and with Senators Bayh and Lugar, plus Representatives Jacobs and Hamilton. He then announced that the governor today urged Utilities not to disconnect services during this cold season, and he asked Councilmembers to go with him to Utility Companies to urge them to do the same. He said he was heartened to hear the glowing reports of the Downtown meeting last night, and he encouraged Al Towell to keep up the good work. He then read a statement regarding purchasing land on the northeast section of the square. (Statement attached to minutes).

Councilmember De St. Croix moved and Councilmember Kinzer seconded a motion to accept the 1975 Personnel Report as submitted. He suggested that the 1976 report be referred to committee for discussion next week. Unanimous approval of Council.

Councilmember Olcott recommended that the committee meeting be held on Wednesday, and that the Council discuss the Workable Programs recommendations at that time. Unanimous approval of Council.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to introduce and read Resolution 77-1 in entirety.

RESOLUTION 77-1
Encomium/Clem Blume

Councilpresident Middleton then read Resolution 77-1 in entirety, and presented a gavel to Councilmember Blume from the Council.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to adopt Resolution 77-1 by acclamation. Unanimous approval of the Council.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to introduce and read Ordinance 77-1 by title only.

ORDINANCE 77-1
Amend Zoning re:
1817 Maxwell Street
from RS to RL

Deputy Clerk Connors then read Ordinance 77-1 by title only.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to adopt Ordinance 77-1.

Councilmember Olcott then read the legislative synopsis and gave the committee report from Public Facilities and Community Development. He noted that the committee recommended unanimously a Do Pass, by a vote of Ayes: 6, Nays: 0.

Councilmember Towell noted that there was no opposition from the neighbors for having the house built as a duplex.

Ordinance 77-1 was then adopted by a ROLL CALL VOTE of Ayes: 9, Nays: 0.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to introduce and read Ordinance 77-2 by title.

ORDINANCE 77-2
Amend Zoning re:
Historic Designation
of Second Baptist Church

Deputy Clerk Connors then read Ordinance 77-2 by title.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to adopt Ordinance 77-2.

Councilmember Olcott read the legislative synopsis and the committee report, noting a Do Pass recommendation. He said it was the church's wish that the historic designation be given.

Councilmember Towell noted that spiritual and architectural significance of the Church in Bloomington.

Ordinance 77-2 was then adopted by a ROLL CALL VOTE of Ayes: 9, Nays: 0.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to introduce and read Appropriation 77-1 by title only.

Deputy Clerk Connors read Appropriation Ordinance 77-1 by title only.

Councilmember De St. Croix moved and Councilmember Towell seconded a motion to adopt Appropriation Ordinance 77-1.

Councilmember Olcott then read the synopsis and gave the committee report from Community Development and Public Facilities. He noted that the ordinance does not appropriate new monies not budgeted, but that the funds were transferred from Planning and Engineering to City Court Salaries. He continued that there was some question when the Judge's Salary was included in the interdepartmental funding agreement, as the Judge often rules on Utilities cases, and there is a possibility that there may be conflict of interest. He said that the committee gave a unanimous Do Pass recommendation, with a vote of 7 to 0.

Appropriation Ordinance 77-1 was then adopted by a ROLL CALL VOTE of Ayes: 9, Nays: 0.

Councilmember De St. Croix moved and Councilmember Towell seconded a motion to introduce and read Appropriation Ordinance 77-2 by title only.

Deputy Clerk Connors read Appropriation Ordinance 77-2 by title only.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to adopt Appropriation Ordinance 77-2.

Councilmember Olcott read the synopsis and gave the committee report, noting a unanimous Do Pass recommendation. He explained that the appropriation will be for the construction of offices in the Pistol Range, which will house the Planning Department and part of Engineering. He commented that with the renovations, there will be a central reception area for Planning and Engineering so that people applying for permits will only have to go to one place. He said that Norman Perry, City Engineer, had explained the floor plans to the Council at the Committee meeting.

Councilmember Kinzer asked if additional construction in the Municipal Building would have any effect on the future construction of a City/County building.

Norman Perry explained that a City/County building may be years away, and the need for additional space in the Municipal Building is immediate. He added that the partitions that would be installed are removeable, so that if offices do have to be moved, it will be a fairly simple procedure. He said bids have not been let for the construction yet, adding that the final drawings should be completed in a matter of days. In answer to a question from Councilpresident Middleton regarding the feasibility of having the plans approved by the Fire Marshall, Norm Perry answered that he had gone to Indianapolis last week to speak with the Marshall, and he has been working all week on the problem of having additional exits, etc. He said there are plans to have emergency lighting and doors installed at the top and bottom of each staircase to make each one "an area of refuge", in case of fire.

Howard Young commented that anyone who does remodelling is required to submit a landscaping plan. He asked if the City is complying with this requirement.

APPROPRIATION
ORDINANCE 77-1
To Appropriate Funds
from General Fund
to City Court Salaries

APPROPRIATION
ORDINANCE 77-2
To Appropriate Funds
from Cumulative Capital
Fund for Renovations
of the Pistol Range
in the Basement
of the Municipal Bldg.

Norman Perry answered that in this case, they are doing nothing to the exterior of building so that a landscaping plan would not be needed. He said the landscaping plans are a local, and not a state requirement.

Clem Blume commented that the building was constructed before the ordinance was passed, so that it is a pre-existing use.

Councilmember Richardson said he was pleased to see the appropriation for the renovations come through. He said hopefully the changes will facilitate the process that people have to go through to get permits. He added that it is bold of the City to talk about multi-million dollar City/County buildings if the present facilities are not being fully utilized.

Appropriation Ordinance 77-2 was then adopted by a ROLL CALL VOTE of Ayes: 9, Nays: 0.

Councilpresident Middleton then called for Petitions and Communications. He noted that the Council Office and many social service agencies had purchased copies of the Human Resources Information and Referral Book. He urged agencies to use the book, adding that it provides very concise information on the services provided by each agency in the City.

PETITIONS AND
COMMUNICATIONS

Councilmember Richardson commended Fran Koski for the work she has done for the Emergency Housing Program. He said she was short-staffed at the Human Resources Department, and suggested that a line be open for emergencies on a 24-hour basis, since all emergencies do not occur from eight to five o'clock. Secondly, he said the Youth Shelter Care Report was due this week but has been delayed; partially due to the hiring of a new Human Resources Director. He said the city and county have reached a tentative funding agreement. Thirdly, he congratulated Jerry Yeagley on being selected as Coach of the Year for the I.U. Varsity Soccer Team. Lastly, he addressed the issue of housing inspection. He said that \$7,600 was appropriated out of Community Development Block Grant at the request of the Mayor, for a new Housing Inspector. However, the person was never hired. He said before he votes on the programs in February, he will be concerned about the funds that were spent and were not spent last year. He thanked Jean Strohm for working to get fifteen new bicycle racks downtown as a final note.

Councilpresident Middleton then read the proposed agreement between the City and County on funding of the ambulance service (copy included in minutes).

Councilmember De St. Croix moved and Councilmember Kinzer seconded a motion express its support of the negotiated agreement and in future negotiations on city/county matters.

Steve Richardson, City Attorney, informed the Council that the County does not have an affirmative action plan, which is required for all contracts with the city over \$10,000. He said the county will have to come to the Council to ask that an exemption or extension be granted.

Mayor Frank McCloskey noted that the County Commissioners have indicated that they are interested in established a plan, and that a temporary waiver could be granted.

Councilmembers Towell and Blume added their support to the agreement, noting that they hope future negotiations with the County can be continued in such a manner in regards to animal control, Parks and Recreation, etc.

Unanimous approval of the Council for approval of the ambulance fee proposal. Ayes: 9, Nays: 0.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to introduce and read Ordinance 77-5 by title only.

FIRST READINGS
Ordinance 77-5
Amend Zoning re:
Whimples of Walnut

Deputy Clerk Connors then read Ordinance 77-5 by title only, and Councilpresident Middleton read the legislative synopsis.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to introduce and read Ordinance 77-6 by title only.

Ordinance 77-6
Amend Zoning re:
800 W. 11th St.
from RL to BL

Deputy Clerk Connors then read Ordinance 77-6 by title only. Councilpresident Middleton read the legislative synopsis.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to introduce and read Ordinance 77-7 by title only.

Ordinance 77-7
Amend Zoning Ord re:
Allowing Furniture &
Appliance Stores in
the BL District

Deputy Clerk Connors then read Ordinance 77-7 by title only and Councilpresident Middleton read the legislative synopsis.

Councilmember De St. Croix moved and Councilmember Morrison seconded a motion to adopt the minutes of 11/10 and 12/2/76 as submitted.

Minutes 11/10 & 12/2/76

Councilmember Olcott made one correction on the spelling of a name. Minutes approved unaimously as submitted.

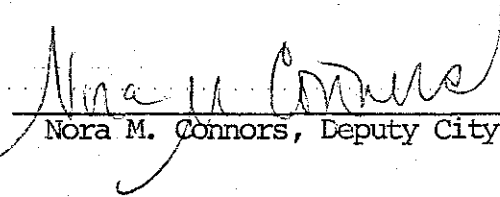
The meeting was then adjourned at 8:40 p.m.

APPROVE:

ATTEST:



Thomas O Middleton, President
Bloomington Common Council



Nora M. Connors, Deputy City Clerk

Minutes approved this 2 day of FEBRUARY , 1977.

Message from the Mayor to the
Common Council of the
City of Bloomington
January 20, 1977

I have, for some time, been concerned about the need for rehabilitating a part of the Downtown Area of the City of Bloomington and have been engaged in studying what should be done in order to correct the present unsatisfactory condition in that area.

With this thought in view, in June of 1976, I requested the Legal Department of the City of Bloomington to have an appraisal made of the Fair Market Value of all of the parcels of land located between Sixth and Seventh Streets, and between College Avenue and Morton Street.

With the approval of the Board of Public Works the appraisal firm of Brown-Wolfe, Inc., whose business address is 2820 Grant Line Road, New Albany, Indiana, was requested to make a study of this entire area. This study was made during the summer of 1976 and completed and reduced to written form on September 7, 1976.

It is my request that the Common Council of the City of Bloomington, and the various members comprising such Council, review the written appraisal just referred to in order that they might be acquainted with what is involved as a subject of this study.

I am perfectly aware of the fact that no single solution can solve all of the problems faced by the City of Bloomington in reference to the wisest move to be made to improve the situation in the Downtown Area, but it is my firm conviction that all of the land covered by the Appraisal Report just referred to should be

acquired by the City of Bloomington and put to whatever use would be most helpful.

Among some of the uses which might be taken into consideration are:

- (a) Improving parking facilities in the Downtown Area.
- (b) Furnishing additional space for public offices.
- (c) Providing a possible site for a City-County Building.

After the study which I am requesting that you make in reference to this area, I would appreciate a resolution of support for acquisition of the property. With the confidence of your approval, I will proceed with the necessary negotiations. I would welcome also your thoughts and ideas as to the most feasible method by which the cost of the purchase of these parcels of land should be accomplished.

Terms of Ambulance Agreement Between City of
Bloomington and Monroe County

The participants, for themselves, agreed that the cost of ambulance service should be paid through a tax levy of the Monroe County Board of Health, beginning in 1978 with the service being performed by the Bloomington Fire Department on a contractual basis.

Future planning will include geographic dispersal of the equipment.

The participants recognize that the allocation of costs of the program will be the subject of negotiation and review between the Fire Department and the Board of Health.

For 1977 a compromise figure of \$75,000 payment by the County was agreed to, subject to County Council approval, with a contract to be executed by March 31, 1977...