

City of Bloomington Common Council

Legislative Packet

Wednesday, 17 June 2015

Regular Session

All legislation and material contained herein.

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Packet Related Material

Memo

Agenda

Calendar

Notices and Agendas:

- **Notice of Cancellation** of Special Session previously scheduled for Wednesday, June 24, 2015 immediately before the Committee of the Whole

Reports

- **Annual Tax Abatement Report (Covering Activity in 2014)**
 - Memo to Council from Jason Carnes, Assistant Director for Small Business Relations, Department of Economic and Sustainable Development and Danise Alano-Martin, Director of the Department of Economic and Sustainable Development
 - *Report;*
 - Link to [Tax Abatement Guidelines](#)
Contact: Jason Carnes at 349-3419 or carnes@bloomington.in.gov
Danise Alano-Martin at 349-3418 or alanod@bloomington.in.gov

Resolutions and Legislation for Second Reading:

- **Res 15-17** To Approve the Interlocal Agreement Between Monroe County, Town of Ellettsville, and the City of Bloomington for Animal Shelter Operation for the Year 2016
 - Interlocal Agreement;
 - Memo from Patty Mulvihill, City Attorney;
 - Statistics Sheet
Contact: Patty Mulvihill at 349-3426 or mulvihip@bloomington.in.gov
Virgil Sauder at 349-3870 or sauderv@bloomington.in.gov

- **Res 15-18** To Approve an Interlocal Cooperation Agreement Between the City of Bloomington and Monroe County, Indiana in Regards to the 2015 Edward Byrne Memorial Justice Assistance Grant (JAG)
 - Memo to Council from Patty Mulvihill, Assistant City Attorney;
 - Interlocal Cooperation Agreement in Regards to the 2015 JAG Funds;
Contact: Patty Mulvihill at 349-3426, mulvihip@bloomington.in.gov

- **Res 15-16** Authorizing the Allocation of the Jack Hopkins Social Services Program Funds for the Year 2016 and Other Related Matters
 - solicitation letter;
 - policy statement;
 - allocation sheet
 - *Funding Agreement* template;
 - Link to summaries of all applications; and
 - Link to history of grants since the program began in 1993.

Contact:
Susan Sandberg at 349-3409 or mayert@bloomington.in.gov
Dan Sherman at 349-3409 or shermand@bloomington.in.gov

Legislation and Background Material for First Reading:

- **Ord 15-13** To Amend Title 16 of the Bloomington Municipal Code Entitled “Residential Rental Unit and Lodging Establishment Inspection Program” - Re: Authorizing Special Fees for Saturday Inspection of New Rental Units During the Summer Months
 - Memo from Lisa Abbott, Director of the Housing and Neighborhood Development Department and Christopher Wheeler, Assistant City Attorney
 - BMC 16.03 (Administration of Residential Rental Units) – Annotated with Proposed Changes

Contact:
Lisa Abbott at 812-349-3401 or abbottl@bloomington.in.gov
Christopher Wheeler at 812-349-3426 or wheelech@bloomington.in.gov

Minutes from Regular and Special Sessions:

- April 1, 2015 Special Session (7 pages)
- April 22, 2015 Regular Session (6 pages)
- June 3, 2015 Regular Session (2 pages)

Memo

Annual Tax Abatement under Reports from the Mayor, Three Resolutions under Second Readings, and One Ordinance under First Reading at the Regular Session on Wednesday, June 17th

There is the Annual Tax Abatement Report under Reports from the Mayor, three resolutions under Second Readings and Resolutions, and one ordinance under First Readings at the Regular Session next Wednesday. All of those items are included in this packet and summarized herein.

Annual Tax Abatement Report

The Annual Tax Abatement *Report* is prepared and will be presented by Danise Alano-Martin and Jason Carnes of the Department of Economic and Sustainable Development Department. The *Report* is an analysis of the tax abatements granted by the City and is largely based on the annual CF-1 *Reports* filed by the recipient of an abatement. CF-1 forms for improvements to real estate and the installation of new manufacturing equipment are all due on May 15 of each year.¹ The Council must act within 45 days of the deadline for filing the CF-1s, if it intends to exercise its power to rescind a tax abatement. A number of years ago, the Council initiated the practice of hearing the *Report* at a Special Session in late June to allow staff adequate time to gather the requisite information and prepare their analysis and to allow Council to act within the aforementioned statutory timeframe. This year, staff requested that the *Report* be presented at the Regular Session the week before the usually scheduled Special Session.

Tax Abatements

Tax abatements are a reduction of tax liability on real and personal property that applies to increased assessed valuation due to new investment.² Prior to awarding a tax abatement, the Council must make a determination (in the form of designating an Economic Revitalization Area [ERA] and, in some cases, an Economic Development Target Area [EDTA]) that the site would not develop under normal market

¹ The forms are available in the City Clerk's Office if you wish to review them.

² The kinds of investments in real and personal property that may be eligible for tax abatements are largely found in IC 6-1.1-12.1 et seq., which, along with the ones typically authorized by the City, also include ones for distressed residential properties and vacant buildings. In addition, there is an opportunity to grant a tax abatement for Council Enterprise Information Technology Equipment with a "high technology district area" under IC 6.1.1.-10-44.

conditions. Although this is a prediction and, therefore, a difficult determination to make, it serves as a check on the awarding of an abatement by providing an initial focus on the nature of the site and whether this tax break is needed to encourage the investments at that location.

Please note that the period of abatement may run from 1 to 10 years and the amount of the abatement is generally determined by a sliding scale which runs from 100% to 0%. Recently, the Indiana General Assembly (General Assembly) made a few significant changes to this sliding scale and time configuration. In 2011, with enactment of P.L. 173-2011, the General Assembly authorized local entities to grant up to three years of 100% abatement in certain very limited circumstances (involving occupation of large, vacant buildings and the investment of at least \$10 million), and authorized local entities to use alternative methods for determining the duration and amount of property tax abatements based upon certain factors.³ In 2013, with the enactment of P.L. 288-2013, the General Assembly required that all future tax abatements be accompanied by a schedule which specifies the percentage for each year of the abatement.⁴ In 2014, with the enactment of SEA 1, the General Assembly provided, in part, that, effective July 1, 2015, a designating body may establish an enhanced abatement schedule for business personal property that may not exceed 20 years. This provision requires that if a taxpayer is granted a deduction that exceeds 10 years, the designating body shall conduct a public hearing to review the taxpayer's compliance with the statement of benefits after the tenth year of the abatement.⁵

Based on phased-in assessed valuation rates governed by State law, the Bloomington Economic Development Commission recommends a term of abatement for each project, which requires the Council authorization. With respect to abatements on new construction and on personal property, the Council may choose to limit the dollar amount of the deduction.

As noted in the *2014 Report*, 2014 SEA 1 made a number of changes to State law governing tax abatements, most of which apply to personal property. Some of the most notable provided for the COIT Council of a county to adopt an ordinance that would exempt, with exceptions, certain business personal property.⁶ The law also provided for the distribution of abatement clawbacks to taxing units on a *pro rata* basis.⁷

³ See IC 6-1.1-12.1-17

⁴ Id.

⁵ See IC 6-1.1-12.1-18.

⁶ IC 6-1.1-3-7.2; IC 6-1.1-10.3

⁷ IC 6-1.1-12.1-12.5

Guidelines for Granting a Tax Abatement

Tax abatements are governed by both State statute and local rules. In January 2011, the City adopted new local tax abatement guidelines, *Tax Abatement Program: General Standards*. These standards supplement the requirements outlined in State law and attach to those projects approved after the Local Standards went into effect. After determining that a site is distressed per an ERA designation, State statute and *Local Standards* require the Council to find that the benefits asserted by the petitioner are reasonable and probable and justify, in totality, the granting of the abatement. According to State law, those benefits include the estimated cost of the project, number of persons employed, and payroll, along with any locally identified benefits.

Under current Local Standards, “[e]ach project is reviewed on its own merits, and the effect of each project on the revitalization of the surrounding areas and employment is considered” (p. 2). Basic eligibility is achieved by demonstrating: 1) the creation of full-time, permanent living-wage jobs (pursuant to Chapter 2.28 of the Bloomington Municipal Code; and 2) the creation of capital investment as an enhancement to the tax base.

In addition to these threshold requirements, current local guidelines direct that other evaluative criteria will be considered in the review of a tax abatement application. These evaluative criteria pivot on: quality of life and environmental/sustainability; affordable housing; community service; and community character. These criteria are further elaborated upon in Appendix 1 of the guidelines. Recall that tax abatements granted before 2011 were approved under the old guidelines.

Standard of Review

The Council reviews projects under a statutory process that focusses on the CF-1s. In reviewing the CF-1s, the Council must determine whether the projects are in “substantial compliance” with the commitments made at the time the abatement was granted. Should the Council determine that a recipient of an abatement is not in “substantial compliance,” it has 45 days from the CF-1 filing deadline to rescind the abatement. The Council may rescind the tax abatement and terminate the deduction only if it finds that the property owner has not substantially complied with the commitments made at the time of the abatement. The decision to terminate the tax deduction should be made only if the Council concludes that the taxpayer has not

made reasonable efforts to meet its commitments and was not prevented from complying with the terms of the abatement due to factors beyond its control.⁸

Please note that the Meeting Memo for next week's Special Session will offer the Council an order for your deliberations as well as a menu of motions from which to choose.

The Tax Abatement Activity Report

The Tax Abatement *Report* reviews five active abatements for which CF-1 forms are required and finds all the projects to be in substantial compliance. Note that there are five projects for which abatements have been granted and that are in process, but not yet subject to the CF-1 requirement.

The *Report* is rendered as a PowerPoint presentation and is organized as follows:

- Introduction – slides 3-8
- Summary of the Economic Impact -- slides 10-13
- Residential Development Projects – slides 14-16
- Mixed-Use Projects – slides 17-27
- Commercial Projects – *None*
- Projects in Progress – slides 28-38
- Expired Abatements - slides 39-40
- Project(s) for which a CF-1 was not received – slide 42

Economic Impact

As a result of previous requests from the Council, the *Report* outlines the economic impacts of the active abatements, in the aggregate. Key impacts include:

Progress toward new real and personal property investments

- Proposed: \$40,536 million
- Actual: \$159,318 million

⁸ The local General Standards give the following examples of grounds for terminating a tax abatement: 1) Failure to comply with any terms set forth in the Memorandum of Agreement; 2) An incomplete, inaccurate, or missing CF-1; 3) Petitioner vacates the City of Bloomington during the term of abatement; 4) Fraud on the part of petitioner; and 5) Initiation of litigation with the City of Bloomington.

Jobs Created (excluding temporary jobs)

- Proposed: 227
- Actual: 641

Payroll (excludes unknown salaries from leased space)

- Proposed: \$10.7 million
- Actual: \$39.7 million

Average Salary

- Proposed: \$47,320
- Actual: \$61,988

Total Jobs and Salaries – New and Retained

- Jobs: 655
- Salaries: \$41.5 million

Assessed Values

- Before Project: \$2.88 million
- Current: \$81.78 million

List of Projects

The following is an at-a-glance list of projects covered by the *Report*.

<u>Slide</u>	<u>Owner</u>	<u>Address</u>	<u>Legislation</u>	<u>Year of Abatement</u>
<u>Residential Projects</u>				
15-16	B & L Rentals, LLC	718, 720 & 722 W. Kirkwood	<u>Res 03-22</u>	10 of 10
<u>Mixed Use Projects</u>				
18-19	B & L Rentals	612 & 614 W. Kirkwood	<u>Res 03-21</u>	10 of 10
<u>Commercial Projects</u>				
21-22	Richard Dean Groomer	100 W. Kirkwood	<u>Res 03-27</u>	10 of 10
23-25	Cook Pharmica	1300 S. Patterson Drive	<u>Res 04-08</u>	9 of 10 (Real Estate)

8 of 10
(Personal Property)

26-27 IMA East 2605 East Creek's Edge Drive Res 06-02 9 of 10

CF-Is Not Reviewed – Project in Progress

29-31 Woolery Ventures, LLC Res 04-01 0 of 10
Res 13-14

32-34 Hoosier Energy 2501 South Cooperative Way Res 13-03 0 of 10

35-36 The Foundry 304 West Kirkwood Ave. Res 14-15 0 of 5
(Real Estate)
0 of -10
(Personal Property)

37-38 Big O Properties, LLC 338 South Walnut Street Res 15-01 0 of 3

39 Cook Pharmica 1300 South Patterson Drive Res 15-07 0 of 10
(70% deduction)

Projects that warrant further explanation

The *Report* does not recommend any adverse actions by the Council on these abatements this year. The following paragraphs note some projects that have drawn some more attention than the others in the past. Unlike past years, there are no summaries of new, uncompleted projects (but please see the *Report* for information on all of them).

Slides **Rogers Property** 2605 East Creek's Edge Drive Res 06-02
26-27 **Management, LLP**
(IMA East)

Issue: Along with the standard commitments for investment in improvements, creation of new jobs, and the increase in payrolls (which all have more than doubled the projections), this project also included other community benefits. In the petitioner's original commitment, the business targeted \$200,000 in uncompensated services to the community annually over the abatement period. The *Report* indicates that Premier Healthcare provided \$1.8 million in uncompensated healthcare in 2014 and further participates in Indigent medication Programs, Cardiopulmonary Rehab at YMCA and IU Health-Bloomington Hospital, and donates services for high school athletes and new IU athletes, Volunteers in Medicine, and numerous boards and commissions.

Slides 29-30 **Woolery Ventures, LLC** 2200 W. Tapp Road
Real Estate

Res 04-01
Res 13-14

Issue and Staff Recommendation: In 2004, the petitioner sought a 10-year tax abatement for a historic adaptive re-use of an abandoned stone mill. The project was to include a hotel and residential units, meet Secretary of Interior standards, cost \$4.2 million, and create 45 new jobs with an annual payroll of \$762,000. Recall, that as of 2013, the petitioner indicated that they intended to develop the property, but had not made much progress. In response, Council passed Res13-14 in November 2013 to amend this project's original terms of abatement. Res 13-14 resolves that this project's ERA designation shall terminate on December 31, 2018 and that if petitioners or its successors commence work on the project on or by December 31, 2018, the petitioners shall be entitled to a 10-year abatement. However, if the petitioner or its successors fail to commence work by the December 31, 2018 deadline, the abatement shall expire. Res 13-14 further imposed reasonable conditions on the project and required the petitioner to enter into a Memorandum of Agreement. Among other things, the MOA requires annual pre-construction progress *Reports* and quarterly *Reports* during construction to the EDC and annual *Reports* after completion. The MOA acknowledges that the project may be required phased development; if that is the case, the abatement would apply to a first phase.

Slides 32-34 **Hoosier Energy**

Tech Park Blvd. & Schmaltz Blvd. Res 04-01
Real Estate

Comment: The Council granted this abatement on real property in 2013. The project will be a new multi-story, LEED-certified 80,000+ square foot Hoosier Energy corporate headquarters. The project has broken ground and was complete, as expected, in December 2014. This is a ten-year abatement with an estimated new investment of \$20 million, estimated retained employment of 116 and estimated retained salaries of \$11,118,764.

Expired Tax Abatements (Slide 40)

The *Report* lists five abatements that have expired since last year's *Report*:

Renaissance Rentals, LLC	3068-3090 Covenanter Dr.	<u>Res 02-18</u>
The Kirkwood (market-rate apartments)	314 W. 4 th Street	<u>Res 03-02</u>
Habitat for Humanity	1034 & 1042 W. 14 th Street	<u>Res 05-11</u>
Evergreen Village	2101- 2125 S. Susie Street & 2300 S. Rockport Road	<u>Res 06-13</u>

No Absent CF-1s

It appears that all eligible projects filed the required CF-1s this year.

Other Tax Abatements Within the City Without Review by the Common Council

The *Report* evaluates current tax abatement projects authorized by the City of Bloomington, but does not address another form of tax abatement within the City enacted by the General Assembly that are generally not reviewed by the Common Council. These are tied to our Urban Enterprise Zone (which, at this time, is set to expire in 2017) and offers a 100% deduction of taxes for a period of either five or ten years for eligible investments within an Enterprise Zone for the purchase, construction and rehabilitation of buildings as well as the purchase and retooling of equipment. (I.C. 6-1.1-45) You may recall that the Council does, in fact, review a subset of these abatements which fall within one or another of our TIF districts.

Second Readings and Resolutions

Item One -Res 15-17 Approving the Animal Control Interlocal Agreement Between the County, Town of Ellettsville and City for 2016

Res 15-17 authorizes the signing of an *Interlocal Agreement* between Monroe County, the Town of Ellettsville, and the City regarding the funding for Animal Shelter operations in 2016. The total of those payments to the City will be \$272,597.

Under the terms of the *Agreement*, the County will pay a total of \$254,011 and the Town of Ellettsville will pay a total of \$18,586 to the City for work we do on their behalf. This work includes the services done by the City in sheltering animals coming from the County and otherwise assisting in County operations (i.e., dispatching runs and giving information to callers), but is distinct from the City's animal control field operations, education program and volunteer program. The amount of payment is based upon a long-standing formula that takes into account the cost of shelter operations (which is about half the City's Animal Care and Control budget), offsetting revenues and the percentage of shelter operations attributable to animals coming from these jurisdictions during the previous calendar year. Prior to the 2015 agreement, this formula was applied as a way of *projecting costs* into the

next full year. Since that time, the agreement uses that last full-year of expenditures as a *basis for reimbursement* to be paid in the following year. Agreeing on the amount this year allows the parties to include the amount in their budgets for next year. Please note that total payments will go down by \$62,454 in 2016.

The formula works as follows:

Budget for Animal Shelter Operations for 2014 (which is about half of the ACC total budget. This number is further offset by adoption revenues [\$106,851].) \$619,539 (*down \$64,238 from 2013*)

Percentage of Shelter Operations Attributable to County (This is based upon the percentage of animals taken in 2014 by the Shelter that arrive from the County. According to the Statistics Sheet (included in the materials), the Shelter received a total of 3,804 animals, with 1,691 coming from both the County (1,572) and the Town of Ellettsville (119). It appears that the number of animals handled by the Shelter decreased by 187 and the number of animals coming from the County (including Ellettsville) decreased by 265 between 2013 and 2014.) x 44 %
(*down 5% from 2013*)

TOTAL **\$ 272,597**
(*down \$62,454 from 2013 to 2014*)

Item Two - Res 15-18 – Approving an Interlocal Cooperation Agreement with the County Regarding Use of 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Funds

The second item under *Second Readings and Resolutions* is **Res 15-18**. It authorizes the execution of an Interlocal Cooperation Agreement with the County regarding the disbursement of Edward Byrne Memorial Justice Assistance Grant (JAG) funds for 2015. According to the Memo from Patty Mulvihill, City Attorney, the funds, which amount to \$23,860 this year, “are divided among agencies based on violent crime statistics reported to the FIBI through the Uniform Crime Report (UCR).” And, according to that formula, the City will receive 80% (\$19,088) and the County 20% (\$4,772). As noted below, the City will use its portion to acquire body-worn cameras and the County will use its portion to acquire in-car cameras.

About JAG Program - Past Grants

According to a Fact Sheet on the Bureau of Justice Assistance website:

The Edward Byrne Memorial Justice Assistance Grant (JAG) Program was created as part of the Consolidated Appropriations Act of 2005, which merged the discretionary Edward Byrne Memorial Grant Program with the formula-based Local Law Enforcement Block Grant (LLEBG) program. (It) ... is the leading source of federal justice funding to state and local jurisdictions. The JAG Program provides states, tribes, and local governments with critical funding necessary to support a range of program areas including law enforcement, prosecution and court, prevention and education, corrections and community corrections, drug treatment and enforcement, planning, evaluation, and technology improvement, and crime victim and witness initiatives.

Locally, these grants have helped acquire: an NC4 *Street Smart* computer program, eDesk kiosks, a telephone system, digital interviewing equipment, in-car cameras, vehicle locator equipment and software, and special vehicles.⁹

2015 Funds

This year the City will use its entire allocation towards purchase of body-worn cameras. As Mulvihill notes in her Memo, the City already purchased 32 such cameras in 2014 and will use these funds to help achieve the City's goal of equipping all of its 100 City police officers with these devices. These cameras have "provide(d) a high level of video based documentation of numerous events including officer involved shootings, use of force incidents, and other events of public interest." With the eventual equipping of all officers, the department will be able to routinize the transfer of relevant video to the Prosecutor's Office (which will help store the information) and see a reduction in wear and tear on the cameras.

The County will purchase in-car cameras which, as Mulvihill notes, provide "a wide variety of video and audio evidence that ranges from on-scene interviews to actual crimes in progress" and "often times (provides) the most compelling type of evidence and is frequently expected by juries."

General Terms of the Agreement

As a requirement for an award, the City and the County must enter into an Agreement which is attached to the resolution. In brief, the Agreement:

⁹ In 2013 and 2014, funds initially allocated for polygraph equipment and training (in 2011) and a secure server (in 2012) were reallocated for one of the above purposes.

- “reflects the commitments and understandings ... of the governmental entities in order to efficiently and effectively utilize proceeds” from the award;
- allocates the grant between the two entities to be used as stated above;
- makes each party solely responsible for their own actions in furnishing services under this agreement;
- requires each party to communicate and cooperate with each other and to make good-faith efforts to obtain all necessary funds and otherwise comply with the Agreement;
- conditions performance of the duties under the Agreement on the receipt of sufficient JAG funds; and,
- is to be narrowly construed in regard to the obligations of the parties and does not create rights for persons who have not signed it.

Item Three - Res 15-16 – Authorizing Allocations of the Jack Hopkins Social Services Funding Committee and Other Related Actions

This is the 23rd year of the Jack Hopkins Social Services Funding Program, named after former Councilmember Jack Hopkins. Since its inception in 1993 through 2014, the City has expended approximately \$3.41 million under this program. In 2011, the Mayor added \$20,000, increasing the amount from \$200,000 to \$220,000, which met a commitment he made in 2004 to double the allocation by the end of the last term. In 2012, another \$30,000 was added with the expectation that it would encourage more collaboration between social services agencies bringing the annual allocation to \$250,000. In 2013 and 2014, the amount was raised to \$257,500 and \$266,325, respectively, to keep up with inflation. This year, the amount was set at \$270,000. After a series of five meetings, the Jack Hopkins Social Services Funding Committee recommended funding for 18 agency programs.

Res 15-16 will be considered by the full Council on June 17th. It implements the Committee's recommendations by:

- Allocating the grant funds;
- Approving the *Funding Agreements* with these agencies;
- Delegating questions regarding the interpretation of the *Agreements* to the Chair of the Committee (Susan Sandberg);
- Authorizing the Chair of each year's Committee to appoint two non-Council member appointees to the Committee; and
- Approving the *Report* of the Hopkins Committee (which is comprised of this summary and the related packet materials).

Committee Members and Staff

The Committee is a Standing Committee of the Council. The 2015 Committee included five Council members assigned by the President of the Council: Susan Sandberg (Chair), Dorothy Granger, Tim Mayer, Darryl Neher and Marty Spechler. The Committee also included two members from other City entities: Sue Sgambelluri (CDBG Social Services Committee) and Linda Sievers (Commission on the Status of Women, Women's History Luncheon Planning Committee). Along with Committee members and Council Office staff, two representatives from the HAND department (Marilyn Patterson and Dan Niederman) assisted with the process.

Policies, Procedures, and Schedule for 2015

The following is a summary of the proceedings for this year:

- **Organizational Meeting – February 24, 2015 from 5:30 p.m. to 6:55 p.m. in the McCloskey Room** - The Committee met to review the 2014 funding process and establish a procedure for the 2015 round. At this meeting the Committee:
 - *Heard a report of last year's grants from Dan Niederman, HAND department;*
 - *Acknowledged that \$270,000 is available this year;*
 - *Requested that last year's policy of establishing a hard deadline for claim submission of December be continued;*
 - *Voted to extend last year's grant for the BPD Downtown Officer program until the end of June;*
 - *Discussed the return of \$13,176.30 from a Stepping Stones-Catholic Charities collaborative project. After agencies were granted the funds, Stones experienced a change in leadership and indicated they were no longer positioned to participate in the collaborative project. For that reason, the Committee requested the Chair to inquire if the Mayor would consider appropriating these funds toward the 2015 program.*
[Postscript: The Mayor indicated his amenability. After a review of 2015 applicants, the Committee directed the Chair to request that Mayor Kruzan use these funds "for emergent needs for not-for-profits who appeal to the City."

- *Voted to dedicate this year's funding cycle to the memory of Dr. Tony Pizzo.*
- *Authorized the Chair to approve the solicitation letter; and*
- *Established a schedule for 2015.*
- **Solicitations – Monday, March 2, 2015** - The Council Office sent solicitation letters to social services agencies and posted the letter and related materials on the Committee's website. Within the week, the United Way distributed this information to its members and in the Non-Profit Alliance Newsletter and subsequently the H-T provided a brief article. Public Service Announcements were also distributed to local radio stations. Reminder e-mails were sent to agencies approximately two weeks after the initial e-mail solicitation was sent.
- **Technical Assistance Meeting - Monday, March 16, 2015 from 4:00 p.m. to about 5:00 p.m. in the McCloskey Room** - The Council Office held a Voluntary Technical Assistance meeting in order to explain the program to, and answer questions from, agency representatives. Eleven agencies were represented at the meeting.
- **Deadline for Applications - Monday, March 30, 2015 at 4:00 p.m.** - 25 applications were submitted to the Council Office by the deadline and requested about \$472,004 in funds.
- **Distribution of Packet of Applications – Monday, April 20, 2015** - The Council Office distributed summaries and application materials to committee members and staff and posted it online for the public.
- **Initial Review of Applications by the Committee – Monday, April 27, 2015 from 5:30 p.m. to about 8:10 p.m. in the Council Library** - The Committee met for initial review of the 25 applications. The Committee first announced potential conflicts of interests¹⁰ and then reviewed the applications, removed four applications from further consideration, and developed questions to be answered by presenters at the Presentation Hearing.

At Councilmember Neher's suggestion, the Committee agreed that its past practice of assigning each application a numerical ranking tended to overvalue

¹⁰ These involved service on boards and volunteer efforts by various members, but no financial conflicts.

such rankings, while, at the same time, rankings rarely enjoy any relationship to the percentage a project is funded. Neher suggested that any ranking is Committee-member specific, but loses its reliable value when averaged over all Committee members. For that reason, the Committee agreed to retain numerical rankings on an individual level, for those who feel it is helpful, but to dispense with numerical ranking when turning to averages – the collective analysis.

- **Presentations – Thursday, May 7, 2015 from 4:00 p.m. to 5:45 p.m. in the Council Chambers** - The Committee met, heard presentations from, and asked questions of 21 agencies.
- **Ratings and Recommended Allocations– Wednesday, May 13, 2015** - The committee members submitted their evaluations and recommended allocations to the Council Office. The Council Office averaged allocations and turned the averages around to the Committee in interest of its next meeting.
- **Preliminary Recommendations – Monday, May 18, 2015 from 5:30 p.m. to about 6:40 p.m. in the Council Library** - The Committee met and made preliminary recommendations for funding to be considered at its Allocation meeting.
- **Final Recommendations – Thursday, May 21, 2015 from 4:00 pm to approximately 4:15 p.m. in the Council Chambers** - The Committee recommended funding 18 agency applications for a total of \$270,000. Please note that the Committee offered an opportunity for public comment before voting on its recommendations.
- **De-Briefing Meeting – Wednesday, June 10, 2015 from 5:30 p.m. to 6:40 p.m. in the Council Library** – The Committee met to review the 2015 program – what worked well and what warrants change in 2016.
- **Council Action - Wednesday, June 17, 2015 at 7:30 p.m. Council Chambers** - The Common Council will consider the *Resolution* approving recommendations and taking related actions regarding the program.
- **Technical Assistance Meeting - Tuesday, June 23, 2015 at 8:30 a.m. in the McCloskey Room**– Dan Niederman in the HAND department has scheduled a Technical Assistance meeting at this time to inform funded agencies how to

obtain reimbursements under the grant.

Note: The memoranda of the meetings will be available in the Council Office once they are reviewed and approved by the Committee.

Criteria and Other Program Policies

Former Council member Jack Hopkins established the three criteria for this program in 1993. The Committee has elaborated upon the criteria over the years by providing a policy statement, which was sent out with the funding solicitation as well as placed on the Council web page. Those criteria are briefly stated below:

- 1) The program should address a previously-identified priority for social services funds (as indicated in the *Service Community Assessment of Needs* (SCAN), the City of Bloomington Housing and Neighborhood Development Department's *2010-2014 Consolidated Plan* or any other community-wide survey of social service needs);

The Policy Statement emphasizes that:

- *the funds are for programs that primarily serve City residents; and*
- *a higher priority is given to programs offering emergency services (e.g. food, housing, and healthcare) to low income City residents.*

- 2) The funds should provide a one-time investment that, through matching funds or other fiscal leveraging, makes a significant contribution to the program; and

This criterion has both a “one-time investment” and a “matching funds or other fiscal leveraging” element. The “one-time investment” requirement is the most misunderstood element. It is intended to make funds available for innovative projects and to address changing circumstances in the community. While the Committee may provide operational funding for pilot, bridge efforts, and collaborative initiatives, an agency should not expect to receive or rely on the Hopkins fund for ongoing costs (e.g., personnel) from year to year.

- 3) This investment in the program should lead to broad and long-lasting benefits to the community.

This favors projects or programs where investments now will have positive, spillover effects in the long term.

In 2012, in addition to the criteria for standard applications by individual agencies, the policy statement was amended to also allow agencies to submit a second application in collaboration with one or more local social services agencies and to establish criteria for those applications. *In that regard, the policy statement was amended to clarify that applicants submitting collaborative proposals under this initiative must:*

- *declare that they are seeking funds as a Collaborative Project;*
- *demonstrate a high level of communication and coordination among participating agencies;*
- *identify goals shared by the agencies and set forth steps that address the greatest challenges to achieving those goals via collaboration; and*
- *also address the following standard criteria regarding how:*
 - *the project serves a previously-recognized community need,*
 - *achieves any fiscal leveraging or efficiencies, and*
 - *provides broad and long lasting benefits to the community.*

This year, the Committee added an additional criterion that requires that the prospective collaborative partners:

- *describe each agency's mission, operations, and services, and how they do or will complement one another.*

Recommendations to Fund 18 Programs

The Committee recommended funding 18 agency programs. These agencies, programs, grant amounts and claim submission dates are briefly described below (and summaries of all 25 applications can be found on the [Jack Hopkins Committee website](#)):

<u>Agency</u>	<u>Grant</u>	<u>Purpose</u>
Amethyst House	\$19,000	To make weatherization improvements to the Men's 3/4 Way House which includes replacing storm windows, reglazing windows, and preparing and painting the exterior window trims.
Area 10 Agency on Aging	\$2,875	To purchase a new refrigerator and freezer to be located at <i>Area 10 Agency on Aging</i> , 631 W. Edgewood Dr., Ellettsville, IN 47429 and to be used to help expand and support the nutrition services for the homebound program.
Big Brothers Big Sisters	\$10,300	To support a Match Support Specialist position in the One-to-One (OTO) Mentoring Program.
Bloomington Police Department	\$63,400	To pay the salary and benefits for a Street Social Worker operating out of the Shalom Center as well as power accounts, mobile health clinic equipment, personal economic development assistance, and medical bridge-funding to serve homeless individuals and/or families and those at risk of homelessness encountered by the BPD Resource Officers and/or program staff .
Bloomington PRIDE	\$5,700	To help pay for the professional services fees of the Project Manager and Technology Manager, and to purchase essential equipment to pilot the LGBTQ Youth Cultural Competency Training Project.
Boys & Girls Club of Bloomington	\$25,000	To replace the flat roof of a recently purchased building at 803 North Monroe Street that will serve as the future home of the Boys and Girls Clubs of Bloomington's Crestmont Club.
Habitat for Humanity	\$30,000	To purchase a truck and skid steer with a skid steer trailer to be used for construction of new homes.
Monroe County United Ministries	\$27,475	For capital improvements to two playgrounds on its property in the Crestmont neighborhood.
Mother Hubbard's Cupboard	\$4,250	To purchase 4 laptop computers, 2 external CD drives, and software.
My Sister's Closet	\$7,000	To provide funding for the salary of the executive director.

New Hope Family Shelter	\$16,600	To pay for the following improvements to New Hope's Children's Program facility located at 311 W. 2nd Street: plumbing improvements which shall include plumbing for bathrooms and sinks and a new electric water heater; electrical improvements which shall include, an electrical service entrance, new electrical panel, energy-efficient fluorescent lights, hard-wired and interconnected smoke detectors, emergency egress lighting, and exterior lights; and, improvements to windows, doors and entrance.
New Leaf New Life	\$6,000	To provide pilot funding for additional hours toward the salary of a caseworker at the Transition Support Center, 1010 S. Walnut Street, Suite H.
Planned Parenthood	\$5,000	To provide subsidized services, such as insertion/removal of long-acting reversible contraceptives, testing for sexually-transmitted diseases, and colposcopies through the Women's Health Fund at the Bloomington Health Center, 421 S. College Avenue
Shalom Center	\$5,900	To apply an epoxy/polyurethane system to the bare concrete floors at the Shalom Center, located at 620 S. Walnut Street
Shalom Center-Interfaith Winter Shelter (Collaborative Grant)	\$6,800	To purchase 4 commercial-grade washers, 4 commercial-grade dryers, and 4 EdenPure Pure Wash systems for the Shalom Center-Interfaith Winter Shelter collaborative laundry initiative, located at 620 S. Walnut Street.
Stepping Stones	\$20,000	To pay for direct-service and administrative staff salaries.
Stone Belt-LIFE Designs (Collaborative Grant)	\$9,000	To fund eight, 3-hour Ivy Tech management/supervisory classes for 20 frontline managers and 6 future managers working within City limits.
Volunteers in Medicine	\$5,700	To purchase the Alere Cholestech System and related supplies.

Funding Agreements. Along with recommending these allocations, the *Resolution* also approves the *Funding Agreement* between each grantee and the City. These *Agreements* are designed to ensure that the money is used for the intended purpose. Each *Agreement* states the amount and purpose of the grant as well as the manner and schedule for the agency to follow in order to receive funds. Each also acknowledges that grantees may be subject to the Living Wage requirements if grant is \$25,000 or greater and must comply with the City's Affirmative Action program if that grant is in excess of \$10,000.

The HAND department will monitor the *Agreements* and release the funds on a reimbursement/claims basis similar to other funds it oversees (such as the City's Community Development Block Grants). The *Agreements* give each agency a date by which to submit its claims. Due to increasing concerns expressed by the City Controller with agencies encumbering funds well into the following year and the intent that these social service dollars be put to work in the community as soon as practicable, this year's Committee agreed that the last date by which an agency should submit its final claim reimbursement should be early December. The Funding Agreement reflects this deadline. However, the Agreement does allow the Director of HAND to extend the deadline if the agency submits a request in writing at least two weeks before that date providing good cause for an extension. In those cases, the Director of HAND may extend the deadline and may also encumber the money for use into 2016, up until March 31, 2016. Any extension beyond that date must be approved by the Committee.

Under the *Agreement*, agencies will be required to follow customary accounting procedures when keeping track of the grant and must allow the City to inspect their records; records must be kept for at least three years from the date of the *Resolution*. The *Agreement* also makes it clear that the City is not liable to 3rd parties due to the agency's handling of the funds. Lastly, the City may terminate the *Agreement* if it does not have the funds (and, in that event, must promptly notify the affected agencies) and may require the refunding of monies if they are not used as agreed upon or in accordance with the law.

Chairperson Interprets the *Funding Agreement*. This *Resolution* authorizes the Chair of the Committee to resolve any questions that may arise concerning the interpretation of the *Funding Agreements*.

Appointments of Members to Committee. This *Resolution* acknowledges that the Committee is a Standing Committee of the Council. That generally means that the President of the Council assigns members of the Council to serve on it and also appoints the Chair. The *Resolution*, however, delegates the appointment of the two non-Council members to the Chair and that those members must be drawn from a City entity.

Approval of Report of this Standing Committee. The Jack Hopkins Social Services Funding Committee, as a Standing Committee of the Council, must file a *Report* of its activities to the full Council. This summary and the accompanying background material constitute the *Report*.

First Readings:

Item One – Ord 15-13 – Amending Title 16 (Residential Rental Unit and Lodging Establishment Inspection Program) to Authorize Special Fees for Saturday Inspection of New Rental Units During the Summer Months

Ord 15-13 amends Title 16 of the Bloomington Municipal Code entitled “Residential Rental Unit and Lodging Establishment Inspection Program” to provide a special fee for Saturday inspection of new rental units during the summer months. As the memo from Lisa Abbott, Direct of the Housing and Neighborhood Development (HAND) Department and Christopher Wheeler, Assistant City Attorney, indicates, this new service and associated fee is expected to accommodate “large multi-family developers who have experienced construction delays” and need a completed inspection before tenants can move in to the new units (which is typically timed around IU fall semester).

The fee will be one and a half times the normal rate for this service of \$70 per building and \$25 per unit. User fees, in general, may not be greater than that reasonably related to reasonable and just rates for services. IC 36-1-3-8(a)(6). As the memo indicates, it “covers travel time, inspection time, report processing, one re-inspection, billing and permitting.” The direct costs include personnel costs, office materials, and transportation costs and the “indirect costs include operation and maintenance, insurance and costs incurred by other departments such as Legal, Planning and Transportation, Office of the Mayor and Controller’s Office.” The memo tallies the salary expense (\$343,735) and fee revenues (\$154,745) for this program in 2014 and year-to-date 2015 (\$154,745 in salaries and \$104,888 in fees), both of which demonstrate that fees fall short of expenditures and, therefore more than satisfy the statutory requirement.

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL REGULAR SESSION
7:30 P.M., WEDNESDAY, JUNE 17, 2015
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 N. MORTON ST.**

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES FOR:	April 01, 2015	Regular Session
	April 22, 2015	Special Session
	June 03, 2015	Regular Session

IV. REPORTS (A maximum of twenty minutes is set aside for each part of this section.)

1. Councilmembers

2. The Mayor and City Offices

• **Annual Tax Abatement Report**

- Presented by the Department of Economic and Sustainable Development

3. Council Committees

4. Public*

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

1. Resolution 15-17 - To Approve the Interlocal Agreement Between Monroe County, the Town of Ellettsville the City of Bloomington for Animal Shelter Operation for the Year 2016

Committee Recommendation: None (*Not heard by Committee*)

2. Resolution 15-18 - To Approve an Interlocal Cooperation Agreement Between the City of Bloomington and Monroe County, Indiana in Regards to the 2015 Edward Byrne Memorial Justice Assistance Grant (JAG)

Committee Recommendation: None (*Not heard by Committee*)

3. Resolution 15-16 - Authorizing the Allocation of the Jack Hopkins Social Services Program Funds for the Year 2015 and Other Related Matters

Committee Recommendation: Forwarded to the Council by Unanimous Consent of the Jack Hopkins Social Services Funding Committee

VII. LEGISLATION FOR FIRST READING

1. Ordinance 15-13 - To Amend Title 16 of the Bloomington Municipal Code Entitled "Residential Rental Unit and Lodging Establishment Inspection Program" - Re: Authorizing Special Fees for Saturday Inspection of New Rental Units During the Summer Months

VIII. ADDITIONAL PUBLIC COMMENT* (A maximum of twenty-five minutes is set aside for this section.)

IX. COUNCIL SCHEDULE

X. ADJOURNMENT

*Members of the public may speak on matters of community concern not listed on the agenda at one of the two Reports from the Public opportunities. Citizens may speak at one of these periods, but not both. Speakers are allowed five minutes; this time allotment may be reduced by the presiding officer if numerous people wish to speak.



**City of Bloomington
Office of the Common Council**

NOTICE OF CANCELLATION

The Common Council
Special Session Previously Scheduled for
Wednesday, June 24, 2015

HAS BEEN CANCELLED.

The Council will meet as scheduled for the Committee
of the Whole.



**City of Bloomington
Office of the Common Council**

To Council Members
From Council Office
Re Weekly Calendar – 15-20 June 2015

Monday, 15 June

11:00 am Board of Public Works – Work Session, Kelly
5:00 pm Utilities Service Board, Utilities
5:30 pm Bicycle & Pedestrian Safety Commission, Hooker Room
5:30 pm Plan Commission, Chambers

Tuesday, 16 June

4:00 pm Bloomington Community Farmers' Market, Corner of Sixth Street and Madison Street
4:00 pm Board of Public Safety, McCloskey
5:00 pm Redevelopment Commission, McCloskey
5:30 pm Animal Control Commission, Kelly
5:30 pm Board of Public Works, Chambers
5:30 pm Commission on the Status of Children & Youth, Hooker Room
5:30 pm Bloomington Public Transportation Corp. Board of Directors, Transit

Wednesday, 17 June

9:30 am Emergency Management Advisory Council, Chambers
9:30 am Tree Commission, Bryan Park
4:00 pm Board of Housing Quality Appeals, McCloskey
6:00 pm Council of Neighborhood Associations, Hooker Room
7:30 pm Common Council – Regular Session, Chambers

Thursday, 18 June

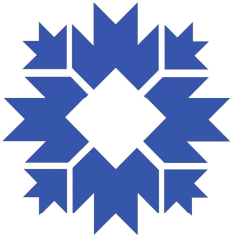
8:00 am Bloomington Housing Authority Board of Commissioners, 1007 N. Summit, Community Room
3:30 pm Bloomington Municipal Facilities Corporation, Dunlap
5:15 pm Monroe County Solid Waste Management District – Citizens' Advisory Council, McCloskey
7:00 pm Environmental Commission, McCloskey

Friday, 19 June

12:00 pm Domestic Violence Task Force, McCloskey
12:00 pm Common Council – Internal Work Session, Library

Saturday, 20 June

8:00 am Bloomington Community Farmers' Market, Showers Common, 401 N Morton St



CITY OF BLOOMINGTON
economic & sustainable development

MEMORANDUM

To: City of Bloomington Common Council
CC: Dan Sherman
From: Jason Carnes, Danise Alano-Martin
Date: June 9, 2015
Re: Tax Abatement Program, 2014 Activity Summary

Attached please find the 2014 Activity Summary of Tax Abatements. The Economic Development Commission (EDC) accepted the activity report in their meeting on June 5, 2015 and recommended it be forwarded to the City of Bloomington Common Council. Staff and the EDC recommend a finding of substantial compliance for all projects in this report.

We look forward to presenting to you on June 17, 2014 the details of active tax abatement projects via the annual Tax Abatement Activity Report.

Tax Abatement Annual Report

2014 Activity Summary



***Presentation to
Economic
Development
Commission
June 5, 2015***

***Common Council
June 17, 2015***



Activity Report

- I. Introduction
- II. Economic Impact
- III. Residential Projects
- IV. Mixed-Use Projects
- V. Commercial Projects
- VI. Projects in Progress
- VII. Expired Abatements
- VIII. CF-1s Not Received



I. Tax Abatements - Introduction



Tax Abatements

- What is tax abatement?
 - Real and personal property
 - IC 6-1.1-12.1
 - Vacant building
 - IC 6-1.1-12.1-16
 - Enterprise IT equipment
 - IC 6-1.1-10-44



Tax Abatements

- Typically: phase-in of new property taxes
 - All or part of **new** AV exempted from tax
 - Reduction of tax liability on **added** AV only
- Terms from 1 to 10 years
 - Except “enhanced abatement” – allows up to 20 years on business personal property effective July 1, 2015 (IC 6-1.1-12.1-18)
- Designating body shall establish the abatement schedule and annual percentage of deduction (IC 6-1.1-12.1-17)



Tax Abatements

- Local economic development tool
 - City authorizes, County administers
- City of Bloomington General Standards
 - Evaluative criteria adopted 2010
 - Creation of full-time, permanent living-wage jobs
 - Creation of capital investment to enhance tax base (↑ AV)
 - Quality of Life and Environmental/Sustainability
 - Affordable Housing
 - Community Service
 - Community Character
- Bloomington Common Council requires an Economic Development Commission (EDC) recommendation



Authorization Process

- ESD Department
 - Receives Application and Statement of Benefits (IN Form SB-1)
- EDC recommendation
 - Economic Revitalization Area
 - Economic Development Target Area, if appropriate
 - Abatement term and schedule
- Common Council
 - Designating resolution
 - Public hearing and confirmatory resolution
 - Or modifying/confirming or rescinding resolution



Annual Reporting

- Compare estimated “benefits” to actual results
- Taxpayer submits annual Compliance form with Statement of Benefits form (IN Form CF-1)
 - Filed with County Auditor for deduction administration
 - Copied to City Clerk for reporting to Common Council
- Council has given ESD Department the responsibility to compile and report to EDC
 - EDC forwards final report to Council for any action

A large, light blue geometric pattern in the background, consisting of a central white star-like shape surrounded by a ring of light blue triangles.

II. Economic Impact



Economic Impacts

Progress toward new real and personal property investment estimates

Category	Proposed New Investment (SB-1)	Actual New Investment (CF-1)
Commercial RE	\$ 23,081,250	\$ 121,067,256
Commercial PP	17,200,000	37,996,461
Mixed Use	155,000	155,000
Residential	100,000	100,000
Total	\$ 40,536,250	\$ 159,318,717



Economic Impacts

Progress toward new jobs and salary estimates

Proposed New Jobs (SB-1)	Proposed New Salaries (SB-1)	Actual New Jobs (CF-1)	Actual New Salaries (CF-1)
227	\$ 10,741,821	641	\$ 39,734,393
<i>Average Proposed New Salary = \$47,320.80</i>		<i>Average Actual New Salary = \$61,988.19</i>	

Figures exclude temporary jobs and corresponding salaries from construction.

Excludes unknown salary information from some businesses leasing space in mixed-use developments, nonreported information and commissions/benefits.



Economic Impacts

Progress toward new and retained jobs and salary estimates

Total Jobs (New and Retained)	Total Salaries (New and Retained)
655	\$ 41,530,055
<i>Average Salary = \$63,404.66</i>	

Figures exclude temporary jobs and corresponding salaries from construction.

Excludes unknown salary information from some businesses leasing space in mixed-use developments, nonreported information and commissions/benefits.

Economic Impacts

Original assessed values and current assessed values

Category	SB-1 Assessed Values (Before Project)	Current Assessed Values
Commercial RE	\$ 2,707,600	\$ 66,027,884
Commercial PP	0	15,198,584
Mixed Use	75,000	259,800
Residential	100,000	295,500
Total	\$ 2,882,600	\$ 81,781,768



Department of Economic and Sustainable Development



Tax Abatement Report – 2014 Activity



III. Residential Development Projects

B & L Rentals





B & L Rentals, LLC
718, 720 & 722 W. Kirkwood
Resolution: 03-22

Statement of Benefits

Type: Real Estate Improvements

Length of Abatement: 10 years

Estimated New Investment: \$100,000

Estimated New Employment: N/A

Estimated New Salaries: N/A

Benefits: Renovation of Queen Anne 2 story housing with 3 apartments in the West Kirkwood ERA.

Compliance

Summary: The project is complete.

Actual New Investment: \$100,000

Actual New Employment: N/A

Actual New Salaries: N/A

Current Assessed Value: \$295,500

Remarks: Staff recommends a finding of substantial compliance with the Statement of Benefits.

This abatement is in year 10 of 10.



IV. Mixed-Use Project

B & L Rentals





B & L Rentals, LLC
612 & 614 W. Kirkwood
Resolution: 03-21

Statement of Benefits

Type: Real Estate Improvements
Length of Abatement: 10 years

Estimated New Investment: \$155,000

Estimated New Employment: n/a

Estimated New Salaries: n/a

Benefits: Construction of a 2-story building with office, 2 bedroom apartments, and a detached garage in the West Kirkwood ERA.

Compliance

Summary: The project is complete and both the units are occupied.

Actual New Investment: \$230,000

Actual New Employment: n/a

Actual New Salaries: n/a

Current Assessed Value: \$259,800

Remarks: Staff recommends a finding of substantial compliance with the Statement of Benefits.

This abatement is in year 10 of 10.

A large, light blue geometric pattern in the background, consisting of a central white square surrounded by a complex, multi-pointed star-like pattern of light blue shapes, similar to the logo in the top right corner.

V.
Commercial Projects

Richard Dean Groomer





Richard Dean Groomer
1000 W. Kirkwood
Resolution: 03-27

Statement of Benefits

Type: Real Estate Improvements
Length of Abatement: 10 years

Estimated New Investment: \$60,000

Estimated New Employment: 5

Estimated New Salaries: N/A

Benefits: Construction of a 2,100 square foot one-story building to be used as commercial space. The project is in the West Kirkwood ERA.

Compliance

Summary: The project is complete.

Actual New Investment: \$67,256

Actual New Employment: 5

Actual New Salaries: N/A

Current Assessed Value: \$186,500

Remarks: Staff recommends a finding of substantial compliance with the Statement of Benefits.

This abatement is in year 10 of 10.

Cook Pharmica



Cook Pharmica





Cook Pharmica
1300 S. Patterson Dr.
Resolution: 04-08

Statement of Benefits

Type: Real Estate Improvements and Personal Property Improvements

Length of Abatement:

RE: 10 years

PP: 10 years

Estimated New Investment:

RE: \$19,000,000

PP: \$17,200,000

Estimated New Employment: 200

Estimated New Salaries: \$9,455,920

Benefits: Renovation of “Building 2” at the Indiana Enterprise Center. This 430,000 sq ft building was built in 1965. Renovation of exterior and 100,000 sq. ft. of interior for use by a new company to develop and research in contract pharmaceuticals.

Compliance

Summary: Real estate and equipment improvements are complete.

Actual New Investment:

RE: \$112,000,000

PP: \$37,996,461

Actual New Employment: 558

Actual New Salaries: \$38,098,020

Current Assessed Value:

RE: \$44,246,200

PP: \$15,198,584

Remarks: Staff recommends a finding of substantial compliance with the Statement of Benefits.

The RE abatement is in year 9 of 10.

The PP abatement is in year 8 of 10.

Rogers Property Management (IMA East)

2605 East Creek's Edge Drive

Resolution 06-02





Rogers Property Management, LLP
IMA East/Premier Healthcare (2605 E. Creek's Edge Drive)
Resolution: 06-02

Statement of Benefits

Type: Real Estate Improvements
Length of Abatement: 10 years
Estimated Retained Employment: 14
Estimated Retained Salaries:
\$1,795,662

Estimated New Investment: \$4,021,250
Estimated New Employment: 22
Estimated New Salaries: \$1,795,662
Benefits: Construction of an outpatient treatment facility for Internal Medicine Associates (IMA, INC). Petitioner targets a minimum of \$200,000 in uncompensated services to the community annually over the abatement period.

Compliance

Summary: The project is complete. Premier Healthcare provided \$1,842,272 in uncompensated healthcare in 2014 and further participates in Indigent Medication Programs, Cardiopulmonary Rehab at YMCA and IU Health-Bloomington Hospital, and donates services for high school athletes and new IU athletes (e.g., physicals, echocardiograms), Volunteers In Medicine and numerous boards and commissions.

Actual New Investment: \$9,000,000
Actual New Employment: 78
Actual New Salaries: \$3,432,035
Current Assessed Value: \$6,396,600

Remarks: Staff recommends a finding of substantial compliance with the Statement of Benefits.

This abatement is in year 9 of 10.



VI. Projects in Progress

Woolery Mill Ventures, LLC
Property at 2600 S. Kegg Rd
Resolution: 04-01; 13-14



Woolery Mill Ventures, LLC
Property at 2600 S. Kegg Rd
Resolution: 04-01; 13-14





Res. 04-01; 13-14 - Woolery Ventures LLC

Statement of Benefits

Type: Real Estate Improvements

Length of Abatement: 10 years
(phase-in)

Estimated New Investment: \$6,000,000

Estimated New Employment: 45

Estimated New Salaries: \$762,000

Benefits: Renovation of an abandoned limestone mill into a mixed use facility (42 apts/condos, 55-room hotel, recreational amenities) rehabilitated to the historic standards of the Secretary of Interior. Original estimated completion date was 6/30/2005.

Compliance

Summary: Since 2004, \$1M in infrastructure, aesthetic site improvements. Memorandum of Agreement executed - defines substantial compliance, requires Mill renovation project to begin by 12/31/18 (building permit). Requires annual pre-construction progress reports to EDC, quarterly reports during construction, and annual compliance reports after completion. The MOA acknowledges complexity of project may require phased development, and this tax abatement would then apply to a first phase if so. MOA contains clawback provisions with regard to compliance reporting and substantial compliance requirements. Woolery Ventures continues project planning.

Hoosier Energy
2501 South Cooperative Way
Resolution: 13-03



An artist's rendering of Hoosier Energy's new headquarters to be located off of Tapp Road in Bloomington.



Hoosier Energy
2501 South Cooperative Way
Resolution: 13-03





Hoosier Energy
Property at Tech Park Blvd and Schmaltz Blvd
Resolution: 13-03

Statement of Benefits

Type: Real Estate Improvements

Length of Abatement: 10 years (phase-in)

Estimated New Investment: \$20,000,000

Estimated Retained Employment: 116

Estimated Retained Salaries: \$11,118,764

Benefits: Construction of a new multi-story, LEED-certified 80,000+ square foot headquarters building

The Foundry
304 West Kirkwood Ave.
Resolution: 14-15





The Foundry (Elmore Y Orrego LLC)
304 West Kirkwood Ave
Resolution: 14-15

Statement of Benefits

Type: Real Estate and Personal Property Improvements

Length of Abatement: 5 years RE (phase-in), 10 years PP (100%)

Estimated New Investment RE: \$11,500,000

Estimated New Investment PP: \$400,000

Estimated Retained Employment: 55

Estimated New Job Created: 12

Estimated Retained Salaries: \$3,637,099

Estimated New Salaries: \$825,000

Benefits: Construction of a new 4 story, mixed-use building with 12,640 sq ft of commercial space on 1st and 2nd floor.

Summary: Tax Abatement does not include top floor residential units



Big O Properties, LLC
338 South Walnut Street
Resolution: 15-01





Big O Properties, LLC
338 South Walnut Street
Resolution: 15-01

Statement of Benefits

Type: Real Estate Improvements

Length of Abatement: 3 years, phase in

Estimated New Investment: \$1,950,000

Estimated Retained Employment: N/A

Estimated Retained Salaries: N/A

Benefits: Construction of a 3 story, mixed use building, 14,400 sq ft (1,663 sq ft commercial) and 14 residential units (four 2-BR, ten 1-BR)

Summary: Building includes many green features



Cook Pharmica
1300 S. Patterson Drive
Resolution: 15-07

Statement of Benefits

Type: Personal Property Abatement

Length of Abatement: 10 years, 70% annual

Estimated New Investment: \$25,000,000

Estimated New Employment: 70

Estimated New Salaries: \$3,200,000

Benefits: Investment in new manufacturing equipment

Summary: Provides for an expansion of the company's fill and finish line



VII. Expired Abatements



Abatements Expired in 2013

Renaissance Rentals, LLC - *Residential*
3068 – 3090 Covenanter Drive
Resolution: 02-18

Kirkwood & Madison, LLC (The Kirkwood) – *Market-rate residential*
314 W. 4th Street
Resolution: 03-02

Habitat for Humanity – *Affordable residential*
1034 & 1042 W. 14th Street
Resolution: 05-11

Evergreen Village – *Affordable residential*
2101 – 2125 S. Susie St. & 2300 S. Rockport Rd.
Resolution: 06-13

First Technology Initiative, LLC – *Commercial/office*
(Formerly MRHC, LCC and Richland Development Group)
1600 Bloomfield Road
Resolution: 02-22



VIII. CF-1s Not Received



CF-1s Not Received

- Res. 05-11 Property at 1034 W. 14th St.
(as reported to the EDC, but final tax abatement year was 2013 pay 2014)



RESOLUTION 15-17

**TO APPROVE THE INTERLOCAL AGREEMENT
BETWEEN MONROE COUNTY, THE TOWN OF ELLETTSVILLE
AND THE CITY OF BLOOMINGTON FOR
ANIMAL SHELTER OPERATION FOR THE YEAR 2016**

WHEREAS, the Common Council of the City of Bloomington desires to contract with Monroe County and the Town of Ellettsville, through the authority of I.C. § 36-1-7-2, to provide services and facilities to Monroe County and the Town of Ellettsville for animal care and control in consideration of payment therefore; and,

WHEREAS, an agreement has been reached between the City of Bloomington, Monroe County and the Town of Ellettsville to provide said services and facilities for 2016;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

Section 1. The Common Council hereby approves the Animal Shelter Interlocal Agreement for Fiscal Year 2016 and authorizes the Mayor and the Director of the Animal Shelter to execute the Agreement as attested by the City Clerk.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2015.

DAVE ROLLO, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2015.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2015.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This resolution authorizes execution, by the Mayor and Director of Animal Care and Control, of the Animal Shelter Interlocal Agreement for Fiscal Year 2016 between the City of Bloomington, Monroe County and Town of Ellettsville. The agreement provides that Monroe County shall pay the City of Bloomington the sum of \$254,011.00 for 2016 in return for the space the City provides to the County and services it renders on the County's behalf. The agreement further provides that the Town of Ellettsville shall provide the City of Bloomington the sum of \$18,586.00 for 2016 in return for the space the City provides the Town of Ellettsville and services it renders on the Town of Ellettsville's behalf.

ANIMAL SHELTER INTERLOCAL AGREEMENT FOR FISCAL YEAR 2016

WHEREAS, the City of Bloomington Animal Care & Control Department operates the Animal Shelter for the care and control of animals; and,

WHEREAS, the City of Bloomington Animal Care & Control Department enforces licensing, animal care and animal control ordinances within the corporate boundaries of the municipality, including impoundment, adoptions and euthanizing of animals of the Animal Shelter; and,

WHEREAS, the County Animal Management Officers exercise similar functions within the County, but utilize the Shelter premises and staff for impoundment, adoptions and euthanasia; and,

WHEREAS, the County Animal Management Officers exercise similar functions within the town limits of the Town of Ellettsville, but utilize the Shelter premises and staff for impoundment, adoptions and euthanasia; and,

WHEREAS, the Town of Ellettsville finds it in the best interest of its citizens to contract with Monroe County for the animal management services and the City of Bloomington, Indiana for Animal Shelter use; and,

WHEREAS, Monroe County finds it in the best interest of its citizens to contract with the City of Bloomington, Indiana for Animal Shelter use and to provide the Town of Ellettsville animal management services; and,

WHEREAS, the City of Bloomington, Town of Ellettsville, and Monroe County are empowered pursuant to Indiana Code § 36-1-7 to contract together on the basis of mutual advantage to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local government;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions herein agreed, the parties agree as follows:

1. The duration of the Agreement shall be for one (1) year, commencing January 1, 2016 and ending on December 31, 2016.
2. The City of Bloomington ("City") agrees to provide the Town of Ellettsville ("Town") and Monroe County ("County") the following:
 - a. The impoundment, general animal care, adoption and euthanasia for the Town and County.
 - b. Use of supplies and equipment in the City Animal Shelter by the County personnel;
 - c. Assistance to the Town and County in answering phone calls, dispatching service calls and explaining the County animal management laws to callers; and

- d. Accept and record payments for County license fees, and to remit these funds to the County monthly.
3. County shall administer and enforce County Animal Management Laws, including relevant kennel regulations, within the Corporate limits of Ellettsville.
4. The County agrees to pay the City the sum of \$254,011.00.
5. The Town agrees to pay the City the sum of \$18,586.00.
6. The level of cooperation recited in this Agreement is intended to exist for the purpose of efficient and effective delivery of governmental services to the citizens of the City, Town, and County; however, the parties recognize that modifications may be required, either to the Agreement itself, or to the practices and procedures that bring the recitals contained within this document to fruition.
7. The City, Town, and County departments affected by the terms of this Agreement will continue to communicate and cooperate together to assure that the purposes of this Agreement are achieved on behalf of and to the benefit of the citizens of the respective political subdivisions.
8. Payments shall be made semi-annually to the Controller of the City of Bloomington, upon the timely submission by the City of a claim. Such claims should be submitted to the Monroe County Board of Commissioners, Room 322, Courthouse, Bloomington, Indiana 47404 and the Town Council of Ellettsville, 211 N. Sale Street, Ellettsville, Indiana, 47429.

THE PARTIES, intending to be bound, have executed this *ANIMAL SHELTER INTERLOCAL AGREEMENT FOR FISCAL YEAR 2016* on this _____ day of _____, 2015.

TOWN OF ELLETTSVILLE, INDIANA

 Scott Oldham, President
 Ellettsville Town Council

DATE: _____

ATTEST:

 SANDRA HASH, Clerk/Treasurer

DATE: _____

CITY OF BLOOMINGTON

MONROE COUNTY COMMISSIONERS

MARK KRUZAN, MAYOR

JULIE THOMAS, PRESIDENT

DATE: _____

DATE: _____

IRIS KIESLING, VICE PRESIDENT

DATE: _____

JULIE THOMAS, MEMBER

DATE: _____

ATTEST:

ATTEST:

REGINA MOORE, CLERK

STEVE SAULTER, COUNTY AUDITOR

DATE: _____

DATE: _____

MEMO:

To: City of Bloomington Common Council

From: Patricia M. Mulvihill, City Attorney

Date: June 1, 2015

Re: 2016 Animal Interlocal

The City of Bloomington, Monroe County, and the Town of Ellettsville have once agreed to renew and extend the annual Animal Interlocal Agreement. This Agreement essentially states that the City of Bloomington agrees to house animals from Monroe County and Ellettsville at the City's Shelter, along with working to adopt those animals and in answering questions from the public. In return, the County and Ellettsville agree to pay the City a specific dollar amount as reimbursement for those services.

The 2016 Animal Interlocal financial portion was calculated using the 2014 Animal Shelter expenditures and multiplying that by the percentage of animals taken in by the Shelter from both the County and the Town of Ellettsville. That formula provides the three government agencies with a specific dollar amount that the County and Ellettsville must pay to the City.

For 2016, Monroe County will pay the City \$254,011.00.

For 2016, the Town of Ellettsville will pay the City \$18,586.00.

**CITY OF BLOOMINGTON/MONROE COUNTY
INTERLOCAL AGREEMENT FOR ANIMAL CONTROL
FY 2016 PROJECTED COSTS**

There are four components to the Animal Control Department budget:

- Animal Shelter Operations
- Animal Control Field Operations
- Education Program
- Volunteer Program

Monroe County pays the City of Bloomington a percentage of the **Animal Shelter Operations** program. The percentage is calculated as the percentage of animals Monroe County generated of the total number of animals handled the previous year.

ANIMAL SHELTER OPERATIONS PROGRAM ACTUAL 2014 EXPENDITURES = \$619,539
(2014 Actual Expenditure amount of \$726,390 is reduced by 2014 Actual Adoption Revenue amount of \$106,851.)

2014 PERCENTAGE OF ANIMALS FROM MONROE COUNTY SOURCES

- Picked up by AMO's 255
- Strays brought in by county residents 695
- Animals relinquished by Monroe County residents 741

Total number of Monroe County Animals 1,691

Total number of animals handled by Shelter in 2014 3,804

Percentage of animals from Monroe County sources 44%

ANIMAL SHELTER OPERATIONS PROGRAM ACTUAL 2014 EXPENDITURES X 44% = 2015
INTERLOCAL AMOUNT

$$\$619,539 \times 44\% = \$272,597$$

2016 MONROE COUNTY ANIMAL INTERLOCAL AMOUNT \$272,597

2014 BREAKDOWN OF INCOMING ANIMALS BY JURISDICTION AND SOURCE

Animals included in City of Bloomington Total

<u>Jurisdiction</u>	<u>ACO P/U</u>	<u>Surrender</u>	<u>Stray</u>	<u>Total</u>	
City	360	641	481	1,482	39%
Owen County		105	34	139	
Greene County		62	41	103	
Lawrence County		131	24	155	
Brown County		9	2	11	
Morgan County		13	10	23	
Other Counties		167	33	200	
Subtotal Other Counties	0	487	144	631	17%

Animals included in Monroe County Total

<u>Jurisdiction</u>	<u>ACO P/U</u>	<u>Surrender</u>	<u>Stray</u>	<u>Total</u>	
Monroe County	243	673	656	1,572	41%
Ellettsville	12	68	39	119	3%
Subtotal	255	741	695	1,691	44%

TOTAL INCOMING ANIMALS 615 1,869 1,320 3,804

ACO P/U - These are animals picked up in the field by city and county animal control officers.

Surrender - These are owned animals surrendered at the shelter.

Stray - These are stray animals brought to the shelter by citizens.

RESOLUTION 15-18

**TO APPROVE AN INTERLOCAL COOPERATION AGREEMENT
BETWEEN THE CITY OF BLOOMINGTON AND
MONROE COUNTY, INDIANA
IN REGARDS TO 2015 EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT (JAG)**

WHEREAS, the City of Bloomington and Monroe County are authorized by I.C. 36-1-7-1, *et seq.*, to enter into agreements for the joint exercise of their powers for the provision of services to the public; and

WHEREAS, this Interlocal Cooperation Agreement reflects the commitments and understandings agreed to by the governmental entities in order to efficiently and effectively utilize proceeds received from the 2015 Edward Byrne Memorial Justice Assistance Grant (JAG).

NOW, THEREFORE BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. The Interlocal Cooperation Agreement between the City of Bloomington and Monroe County, Indiana in regards to 2015 Edward Byrne Memorial Justice Assistance Grant, a copy of which is attached hereto and made a part hereof, is hereby approved.

SECTION 2. If any sections, sentence or provision of this resolution, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 3. This resolution shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2015.

DAVE ROLLO, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2015.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2015.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This resolution approves the interlocal agreement between the City and the County for how the 2015 JAG funds are to be utilized. The JAG funds are divided among the City and the County based on violent crime statistics reported to the FBI through the Uniform Crime Report. A three year review of violent crime statistics shows that the City is entitled to 80% of the grant funds, with the County retaining the remaining 20%. The overall JAG award for 2015 is \$23,860.00. The City shall retain \$19,088.00, with the County retaining \$4,772.00. The City shall use all of its award towards the purchase of additional body worn cameras. The County shall use all of its award towards the purchase of an in-car camera.

INTERLOCAL COOPERATION AGREEMENT
BETWEEN
THE CITY OF BLOOMINGTON AND
MONROE COUNTY, INDIANA
IN REGARDS TO 2015 EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT (JAG)

- WHEREAS, Indiana Code § 36-1-7-1 *et seq.* permits governmental entities to jointly exercise powers through Interlocal Cooperation Agreements; and
- WHEREAS, each governmental entity, in performing their governmental functions or in paying for the performance of governmental functions hereunder, shall make that performance or those payments from current revenues legally available to that party; and
- WHEREAS, each governmental entity finds that the performance of this Interlocal Cooperation Agreement is in the best interests of both entities, that the undertaking will benefit the public, and that the division of costs fairly compensates the performing party for the services or functions under this Interlocal Cooperation Agreement; and
- WHEREAS, this Interlocal Cooperation Agreement reflects the commitments and understandings agreed to by the governmental entities in order to efficiently and effectively utilize proceeds received from the 2015 Edward Byrne Memorial Justice Assistance Grant (JAG); and
- WHEREAS, the funds from the JAG are to be divided between the two governmental entities based on violent crime statistics reported to the Federal Bureau of Investigation through the Uniform Crime Reports; and
- WHEREAS, a three (3) year review of the violent crime statistics for both governmental agencies indicates that the Bloomington Police Department is to receive eighty percent (80%) of the total JAG funds and that the Monroe County Sheriff's Department is to receive the remaining twenty percent (20%) of the JAG funds.

NOW, THEREFORE, City of Bloomington and Monroe County, Indiana, hereby agree as follows:

Section 1. Payment

The City shall receipt in all of the \$23,860.00 associated with the 2015 JAG and thereafter disburse \$4,772.00 (20% of the total JAG funds) to the Monroe County Sheriff's Department, while retaining \$19,088.00 for use by the City of Bloomington Police Department.

Section 2. Use of Funds

The City shall use all of the \$19,088.00 it is allocated from the JAG funds towards the purchase of body-worn cameras.

The County shall use all of the \$4,772.00 it is allocated from the JAG funds towards the purchase of an in-car video system for police vehicles.

Section 3. Liability

Nothing in the performance of this Interlocal Cooperation Agreement (hereinafter, "Agreement") shall impose any liability for claims against either governmental entity other than claims for which liability may be imposed by the Indiana Tort Claims Act.

Section 4. Responsibility

Each entity to this Agreement shall be responsible for its own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

Section 5. Commitment

The entities shall communicate and cooperate with one another to ensure that the purposes of this Agreement are achieved on behalf of and to the benefit of the publics they serve.

Section 6. Third Parties

The entities to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

Section 7. Intent

By entering into this Agreement, the entities do not intend to create any obligations express or implied other than those set out herein. Further, this Agreement shall not create any rights in any party not a signatory hereto.

Section 8. Severability

If any provision of this Agreement is declared, by a court of competent jurisdiction, to be invalid, null, void or unenforceable, the remaining provisions shall not be affected and shall have full force and effect.

Section 9. Appropriation of Funds

The entities acknowledge and agree that the performance of this Agreement is subject to the appropriation of sufficient funds by JAG. The parties agree to make a good faith effort to obtain all necessary appropriations and to comply with all provisions of this Agreement to the extent feasible under current or future appropriations.

Approved this _____ day of _____, 2015, by the Monroe County, Indiana Commissioners:

MONROE COUNTY, INDIANA

ATTEST:

JULIE THOMAS, President
Monroe County Commissioners

STEVE SAULTER, Auditor

IRIS F. KIESLING, Vice President
Monroe County Commissioners

PATRICK STOFFERS, Commissioner
Monroe County Commissioners

Approved this _____ day of _____, 2015, by the City of
Bloomington Common Council.

DAVE ROLLO, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk

Approved this _____ day of _____, 2015, by the City of
Bloomington.

CITY OF BLOOMINGTON, INDIANA

ATTEST:

MARK KRUZAN, Mayor

REGINA MOORE, Clerk

MEMO:

To: Bloomington City Council
CC: Mark Kruzan, Mayor
Adam Wason, Deputy Mayor
From: Patty Mulvihill, City Attorney
Date: June 5, 2015
Re: Resolution to Approve Interlocal for 2015 JAG

The Bloomington Police Department and the Monroe County Sheriff's Office will jointly be applying for federal grant funds from the Edward Byrne Memorial Justice Assistance Grant (FY 15 JAG Program) administered by the Bureau of Justice Assistance.

The amount of grant funds available to the Bloomington Police Department and the Monroe County Sheriff's Office is \$23,860.00. The grant allows for funds to be divided among agencies based on violent crime statistics reported to the FBI through the Uniform Crime Report (UCR). A three (3) year review of violent crime statistics for the respective agencies indicates that the Bloomington Police Department should receive 80% of the funds and that the Monroe County Sheriff's Office should receive the remaining 20% of the funds.

This results in a monetary division of:
Bloomington Police Department-**\$19,088.00**
Monroe County Sheriff's Office-**\$4,772.00**

The Bloomington Police Department intends to use the grant funds to purchase additional body cameras in the hopes that the Department will soon have enough body cameras for each officer.

In 2014, the Department began researching and ultimately deployed thirty-two (32) body cameras to patrol officers for use during their normal tours of duty. As a result of which the Department has seen a growth in its ability to provide a high level of video based documentation of numerous events including officer involved shootings, use of force incidents and other events of public interest.

As the Department currently employees one hundred (100) officers the initial purchase of thirty-two (32) body worn cameras left a deficiency of sixty-eight (68) cameras which the Department wishes to address. While the cameras are currently being worn, the lack of a sufficient number of cameras has lead to a myriad of problems including cameras not being deployed on all officers on duty, issues in locating the video captures in a timely fashion and an accelerated wear cycle on the devices in issue resulting in increased malfunctions and the need to return some devices for repair.

This grant allotment will not allow the Department to purchase enough body worn cameras for all of its officers. However, it is the Department's hope and intent to use other funding sources to eventually purchase enough body worn cameras for its officers.

The Monroe County Sheriff's Office intends to apply available grant funds toward the purchase of an in-car video for a police vehicle. These in-car cameras allow the Sheriff to capture a wide variety of video and audio evidence that ranges from on-scene interviews to actual crimes in progress. Once the audio and video evidence is captured, it wirelessly uploads to a secured server where it can be easily be made available to the Monroe County Prosecutor's Office for evidentiary purposes. Audio and video evidence is often times the most compelling type of evidence and is frequently expected by juries.

RESOLUTION 15-16

AUTHORIZING THE ALLOCATION OF THE JACK HOPKINS SOCIAL SERVICES PROGRAM FUNDS FOR THE YEAR 2015 AND OTHER RELATED MATTERS

- WHEREAS, the Common Council established the Social Services Funding Committee (Committee) in 1993 to make recommendations to the entire Common Council and Mayor regarding the allocation of discretionary social services funds and, in 2002, named the program in the honor of Jack Hopkins, who was instrumental as a Council member in the establishment of this funding program; and
- WHEREAS, according to Resolution 02-16, as amended by Resolution 13-07, the Committee serves as a standing committee of the Council with five members from the Council assigned by the President of the Council and with as many as two members added by the Committee from other City entities; and
- WHEREAS, this year the Committee includes Council members Susan Sandberg (Chair), Dorothy Granger, Timothy Mayer, Darryl Neher and Marty Spechler, along with two community members representing other City entities -- Sue Sgambelluri and Linda Sievers; and
- WHEREAS, this year the City increased the funding from \$266,325 to \$270,000; and
- WHEREAS, the Committee held an Organizational Meeting on February 24, 2015 to establish the program procedures for the year; and
- WHEREAS, at that time, the Committee affirmed the Policy Statement, which set forth and elaborated upon the following criteria for making their recommendations:
1. The program should address a previously identified priority for social services funds (as indicated in the *Service Community Assessment of Needs (SCAN)*, the City of Bloomington Housing and Neighborhood Development Department's *2010-2014 Consolidated Plan*, or any other community-wide survey of social service needs); and
 2. The funds should provide a one-time investment that, through matching funds or other fiscal leveraging, makes a significant contribution to the program; and
 3. This investment in the program should lead to broad and long lasting benefits to the community; and
- WHEREAS, this affirmation included an amendment in 2012 that allowed agencies to submit a second application with one or more other local social services agencies as a collaborative project; and
- WHEREAS, by the deadline at 4:00 p.m. on March 30, 2015, the Committee received 25 applications seeking approximately \$472,004 in funds; and
- WHEREAS, on April 27, 2015 the Committee met to discuss the applications, decided to hear from 21 applicants and raised questions to be addressed by the applicants at the presentation hearing, which was held on May 7, 2015; and
- WHEREAS, in the days following the presentations, the members of the Committee evaluated proposals and assigned each proposal a recommended allocation; and
- WHEREAS, on May 18, 2015, the Committee met for a Pre-Allocation meeting and adopted a preliminary recommendation to fund 18 applications and these recommendations were adopted by the Committee at its Allocation meeting on May 21, 2015; and
- WHEREAS, all the foregoing meetings were open to the public to attend, observe and record what transpired, and a period of public comment was offered before a vote on the recommendations was taken; and
- WHEREAS, funding agreements have been executed by the 18 agencies recommended to receive funds, and those agencies understand and agree to abide by the terms of those agreements; and
- WHEREAS, the staff of the HAND department will arrange for the disbursement of the grant funds pursuant to the funding agreements, which will be interpreted by the Chair of the Committee;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. The Common Council now allocates two hundred seventy thousand dollars (\$270,000) set aside for the Jack Hopkins Social Services Funding program in 2015 to the following agencies for the following amounts and in accordance with the funding agreements approved in Section 2:

<u>Agency</u>	<u>Grant</u>	<u>Purpose</u>
Amethyst House	\$19,000	To make weatherization improvements to the Men's 3/4 Way House which includes replacing storm windows, reglazing windows, and preparing and painting the exterior window trims.
Area 10 Agency on Aging	\$2,875	To purchase a new refrigerator and freezer to be located at <i>Area 10 Agency on Aging</i> , 631 W. Edgewood Dr., Ellettsville, IN 47429 and to be used to help expand and support the nutrition services for the homebound program.
Big Brothers Big Sisters	\$10,300	To support a Match Support Specialist position in the One-to-One (OTO) Mentoring Program.
Bloomington Police Department	\$63,400	To pay the salary and benefits for a Street Social Worker operating out of the Shalom Center as well as power accounts, mobile health clinic equipment, personal economic development assistance, and medical bridge-funding to serve homeless individuals and/or families and those at risk of homelessness encountered by the BPD Resource Officers and/or program staff .
Bloomington PRIDE	\$5,700	To help pay for the professional services fees of the Project Manager and Technology Manager, and to purchase essential equipment to pilot the LGBTQ Youth Cultural Competency Training Project.
Boys & Girls Club of Bloomington	\$25,000	To replace the flat roof of a recently purchased building at 803 North Monroe Street that will serve as the future home of the Boys and Girls Clubs of Bloomington's Crestmont Club.
Habitat for Humanity	\$30,000	To purchase a truck and skid steer with a skid steer trailer to be used for construction of new homes.
Monroe County United Ministries	\$27,475	For capital improvements to two playgrounds on its property in the Crestmont neighborhood.
Mother Hubbard's Cupboard	\$4,250	To purchase 4 laptop computers, 2 external CD drives, and software.
My Sister's Closet	\$7,000	To provide funding for the salary of the executive director.
New Hope Family Shelter	\$16,600	To pay for the following improvements to New Hope's Children's Program facility located at 311 W. 2nd Street: plumbing improvements which shall include plumbing for bathrooms and sinks and a new electric water heater; electrical improvements which shall include, an electrical service entrance, new electrical panel, energy-efficient fluorescent lights, hard-wired and interconnected smoke detectors, emergency egress lighting, and exterior lights; and, improvements to windows, doors and entrance.
New Leaf New Life	\$6,000	To provide pilot funding for additional hours toward the salary of a caseworker at the Transition Support Center, 1010 S. Walnut Street, Suite H.
Planned Parenthood	\$5,000	To provide subsidized services, such as insertion/removal of long-acting reversible contraceptives, testing for sexually-transmitted diseases, and colposcopies through the Women's Health Fund at the Bloomington Health Center, 421 S. College Avenue

Shalom Center	\$5,900	To apply an epoxy/polyurethane system to the bare concrete floors at the Shalom Center, located at 620 S. Walnut Street
Shalom Center-Interfaith Winter Shelter (Collaborative Grant)	\$6,800	To purchase 4 commercial-grade washers, 4 commercial-grade dryers, and 4 EdenPure Pure Wash systems for the Shalom Center-Interfaith Winter Shelter collaborative laundry initiative, located at 620 S. Walnut Street.
Stepping Stones	\$20,000	To pay for direct-service and administrative staff salaries.
Stone Belt-LIFE Designs (Collaborative Grant)	\$9,000	To fund eight, 3-hour Ivy Tech management/supervisory classes for 20 frontline managers and 6 future managers working within City limits.
Volunteers in Medicine	\$5,700	To purchase the Alere Cholestech System and related supplies.

SECTION 2. The Council approves the funding agreements for these allocations, copies of which are kept in the Council Office and HAND department files, and directs the Office of the Controller to issue checks in the ordinary course of business to the agency once the staff of the Housing and Neighborhood Development Department submit a copy of the signed agreement and the appropriate purchase orders.

SECTION 3. The Council authorizes the Chair of the Jack Hopkins Social Services Funding Committee to resolve any questions regarding the implementation of the 2015 funding agreements.

SECTION 4. Henceforth, the Council authorizes the Chair of the Committee to appoint two persons from other City entities to serve on the Committee each year.

SECTION 5. The Council also approves the Report of this Standing Committee of the Common Council, which is comprised of the relevant portions of the packet memo and the related packet materials.

PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2015.

 DAVE ROLLO, President
 Bloomington Common Council

SIGNED and APPROVED by me upon this _____ day of _____, 2015.

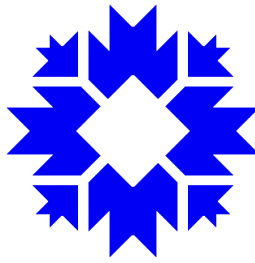
 MARK KRUZAN, Mayor
 City of Bloomington

ATTEST:

 REGINA MOORE, Clerk
 City of Bloomington

SYNOPSIS

This resolution brings forward the recommendations of the Jack Hopkins Social Services Funding Program Committee for 2015. The principal task of the Committee is to recommend funding for local social services agencies which offer proposals consistent with program criteria. Each year, the Mayor and City Council have increased funding for the Jack Hopkins initiative. Indeed, since 1993, the Jack Hopkins Committee has granted approximately \$3.41 million to social service agencies who serve our community's most vulnerable residents. Notably, since 2004, Mayor Kruzan and the City Council have *more than doubled* funding for the Jack Hopkins program. In 2015, the program was increased to \$270,000. This resolution allocates the social services funds to 18 agency programs (including two collaborative projects), approves the funding agreements with these agencies, accepts the report of the Committee, authorizes the chair of the Committee to resolve any questions regarding the interpretation of the agreements, and also authorizes the chair of each year's Committee to appoint the Committee's representatives from other City entities.



City of Bloomington Common Council Jack Hopkins Social Services Funding Committee

**The 2015 Jack Hopkins Social Services Funding cycle is dedicated to the memory of
Dr. Anthony Pizzo**

*Former Committee member, City Council member and
tireless advocate for our community's most vulnerable*

02 March 2015

Dear Social Services Agency:

The City of Bloomington Common Council's Jack Hopkins Social Services Funding Committee invites social services agencies serving the needs of City of Bloomington residents to apply for 2015 grant funding. This year, the Committee has \$270,000 to distribute. Each year, the Mayor and City Council have increased funding for the Jack Hopkins initiative. Indeed, since 1993, the Jack Hopkins Committee has granted approximately \$3.41 million to social service agencies who serve our community's most vulnerable residents.

As funding for the Jack Hopkins program has steadily increased over the last twenty years, so too has our responsibility to be good stewards of this fund – a fund enabled by local taxpayer dollars. As stewards of these dollars, we strive to fund projects that have the potential for lasting change -- projects that will improve the human condition of Bloomington residents in the long run. Please be advised that, depending on the strength of the applicant pool, the Committee may not distribute all of its available funding.

To be eligible for consideration, any proposal must meet the following criteria:

- 1) Address a previously-identified priority for social services funding.**
The need should be documented in the [Service Community Assessment of Needs \(SCAN\)](#), City of Bloomington, Housing and Neighborhood Development Department's [2010-2014 Consolidated Plan](#), or any other community-wide survey of social service needs. High funding priorities include emergency services (food, shelter or healthcare) or other support services to City residents who are: low-moderate income, under 18-years old, elderly, affected with a disability or are otherwise disadvantaged.

2) Function as a one-time investment.

Hopkins grants are intended to be a one-time investment. This restriction is meant to encourage innovative projects and to allow the funds to address changing community circumstances. While the Committee may provide operational funding for pilot, bridge efforts, and collaborative initiatives, an agency should not expect to receive or rely on the Hopkins fund for on-going costs (e.g., personnel) from year to year. Any request for operational funds must be accompanied by a well-developed plan for future funding.

3) Leverage matching funds or other fiscal mechanisms.

Other fiscal mechanisms might include things like number of volunteers or volunteer hours devoted to the proposed project, working in partnership with another agency, and/or other in-kind donations.

4) Make a broad and long-lasting contribution to our community.

As articulated by Jack Hopkins, the co-founder of this program: “[P]riority should be given to projects or programs where investments now will have a positive, long-term spillover effect (such as reduced susceptibility to...diseases, decreased absences from school, reducing lost time from work, [alleviating the effects of poverty]...etc.).”

Historically, this criterion has excluded funding events or celebrations. ¹

COLLABORATION

The Committee continues to accept applications for collaborative projects that address community-wide social problems and more efficiently meet the needs of social service agencies and agency clients.

OTHER REQUIREMENTS

In addition to satisfying the Jack Hopkins criteria, to be eligible for funding an application must meet the following requirements:

- Hopkins funds are intended to be put to work in the community as soon as possible. For that reason, the Committee requests that funded agencies submit their last claim for reimbursement no later than December 4, 2015.
- The program for which funding is sought must primarily benefit City residents.
- The application must request a minimum of \$1,000.
- The applicant must be a 501(c)(3) (or be sponsored by one). In the event the applicant is not a 501(c)(3) but is sponsored by one, the sponsoring agency must provide a letter acknowledging its fiscal relationship to the applicant.
- For agencies submitting an application on behalf of their own organization or acting as a fiscal sponsor, the agency is limited to one application per agency. Agencies who are participating in a collaborative initiative may submit two applications: one for the collaborative initiative and one for an individual, agency-specific funding proposal.
- Please note that, historically, the Committee has not granted funds for capital projects outside of the City’s corporate boundaries.

HOW TO APPLY

To be eligible for consideration, your agency must submit the following:

- ✓ COMPLETED APPLICATION FORM
- ✓ A TWO-PAGE PROJECT NARRATIVE (1" margins, 12pt. font)
- ✓ PROJECT BUDGET DETAILING THE USE OF HOPKINS FUNDS
- ✓ A YEAR-END FINANCIAL STATEMENT including fund balances, total revenue and expenditures.
- ✓ SIGNED, WRITTEN ESTIMATES for any agencies seeking funding for capital improvements.
- ✓ A MEMORANDUM OF UNDERSTANDING signed by all agencies participating in an application for a Collaborative Project.

APPLICATION FORM (Available at: <http://bloomington.in.gov/jack-hopkins>)

- Responses to questions about mission statement and satisfaction of criteria are now located within the form. In addition, we are asking agencies to provide a brief synopsis of their project. Be advised that your synopsis, mission statement, responses to criteria satisfaction, and outcome indicators will be used in staff summaries of your proposals. Applicants will have the space to provide the details of their project in the narrative.
- We encourage applicants to complete and submit an electronic application. Applications are available in two formats: Adobe and Word. Please note that if using the Adobe form, you must have a current version of Adobe Reader. You can upgrade your version of Adobe Reader for free at <http://get.adobe.com/reader/>. If you are unable to submit your application in electronic form, you may submit it in hard copy.

NARRATIVE

The narrative is your opportunity to communicate in detail the nature of your project and your agency's services. While responses to mission and criteria are required in the application form, feel free to integrate and expound on these in your narrative. The narrative should be clear and concise and should address any questions you anticipate will arise from your proposal. Your narrative should include, but is not limited to, the following:

- The amount requested
- The details of your project
- Your capacity to complete the project by the end of 2015 (final claim submission date: December 4, 2015).
- Any quantitative and qualitative information to support your proposal
- Evidence or research, if any, of the prospects for long-term success of your project
- If you are submitting a request for a collaborative project, you should describe: how your missions, operations and services do or will complement each other; the existing relationship between your agencies and how the level of communication and coordination will change as a result of the project; any challenges of the collaboration you foresee and the steps you plan to take to address those challenges.

¹ Learn more about the Committee's funding criteria by reviewing the "Elaboration of Criteria" posted on the Committee's webpage: <http://bloomington.in.gov/jack-hopkins>

APPLICATION DEADLINE

MONDAY, 30 MARCH 2015, 4:00 PM

Submit a complete application via

E-mail council@bloomington.in.gov

OR

Hand or USPS delivery to the Council Office (Suite 110, 401 N. Morton)

If submitting your application via e-mail, you must call the Council Office (349-3409) to confirm receipt of your application.

No late applications accepted.

LIVING WAGE REQUIREMENTS:

Starting in 2008, some not-for-profit agencies receiving Jack Hopkins Funds were required to begin the phase-in period of their living wage obligation as defined in the City's *Bloomington Municipal Code* §2.28. An agency is subject to the Living Wage Ordinance, **only if all three** of the following are true:

- 1) the agency has at least **15 employees**; *and*
- 2) the agency **receives \$25,000 or more** in assistance from the City **in the same calendar year**; *and*
- 3) at least \$25,000 of the funds received are for the **operation of a social services program**, not for physical improvements.

An agency who meets all three criteria is not obligated to pay the full amount of the living wage in the first two years they received assistance from the City. During this two-year period, the agency must take steps to reduce the gap between its wages and the living wage by 15 percent in the first year, and by 35 percent in the second year. For 2015, the Living Wage is \$12.31 per hour. Please visit [Living Wage FAQs for Non-Profits](#).

HELPFUL HINTS

- Consider attending the voluntary Technical Assistance Meeting on Monday, 16 March 2015, 4:00 pm in the McCloskey Room (#135).
- Take note of deadlines, as listed below.
- Plan to spend any grant money in 2015.

2015 JACK HOPKINS SOCIAL SERVICES FUNDING SCHEDULE

Technical Assistance Meeting (optional)	Monday, 16 March 2015, 4:00 pm McCloskey Room (#135)
APPLICATION DEADLINE	MONDAY, 30 MARCH 2015, 4:00 PM
Invited Agencies Present Applications	Thursday, 07 May 2015, 4:00 pm Council Chambers (#115)
Committee Recommends Allocation of Funds (optional)	Thursday, 21 May 2015, 4:00 pm Council Chambers (#115)
Agencies to Sign Funding Agreements	early June 2015
Common Council Acts on Committee Recommendations (optional)	Wednesday, 17 June 2015
HAND Technical Assistance Meeting Regarding Claims & Reimbursements	Tuesday, 23 June 2015, 8:30 am McCloskey Room (#135)

ABOUT THE JACK HOPKINS COMMITTEE

The Committee is composed of five members of the Bloomington Common Council and two members representing other City entities. Councilmembers serving are: Susan Sandberg (Chair), Dorothy Granger, Tim Mayer, Darryl Neher, and Marty Spechler. Linda Sievers and Sue Sgambelluri also serve on this year's Committee.

HELP WITH APPLICATIONS

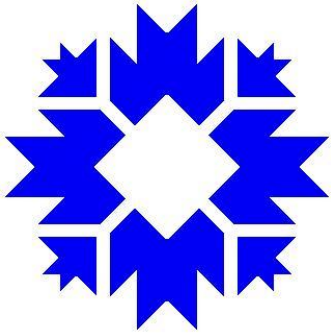
The application process is designed to be simple. However, if you have any questions, please don't hesitate to give us a call. You can contact Dan Sherman or Stacy Jane Rhoads in the Council Office at 349-3409. Dan Niederman in the Housing and Neighborhood Development Department is also happy to help; Marilyn can be reached at 349-3512. You may contact Committee members at 349-3409 or council@bloomington.in.gov.

Thank you for all you do to make our community a better place!

Sincerely,



Susan Sandberg, Chair
2015 Jack Hopkins Social Services Funding Committee
City of Bloomington Common Council



**CITY OF BLOOMINGTON, COMMON COUNCIL
JACK HOPKINS SOCIAL SERVICES FUNDING
COMMITTEE
2015 GRANT APPLICATION**

AGENCY INFORMATION

Lead Agency Name

Is Lead Agency yes
a 501(c)(3) no

Number of Employees

Full -time

Part-time

Volunteers

Address

Zip Code

Phone

Agency E-mail

Website

President of Board of Directors

Executive Director

Title

Phone

E-Mail

**Name of Person to Present Proposal to
the Committee**
(If not the Executive Director)

Title

Phone

E-Mail

Name of Grant Writer

Phone

E-mail

Agency's Mission Statement (150 words or less)

PROJECT INFORMATION

Project Name

Is this a collaborative project? yes
no

If a collaborative project, list name(s) of
non-lead agency partner(s)

Address where project will be housed

Total Cost of Project

Requested JHSSF Funding

Other Funds Expected for this Project
(Source, Amount and Confirmed or
Pending)

Number of Total Clients Served by this
Project in 2015

Total Number of City Residents Served
by this Project in 2015

Is this a request for operational funds? yes
no

If "yes," indicate whether the request is pilot
for a pilot project, bridge funding or a bridge
collaborative project. collaborative

Please indicate the period in which you July-September 2015
intend to draw down funds, if granted October-December 2015

Please describe when you plan to submit your claims for reimbursement and what steps precede a complete draw down of funds.

If completion of your project depends on other anticipated funding, please describe when those funds are expected to be received.

Do you own or have site control of the property on which the project is to take place?

yes

no

n/a

Is the property zoned for your intended use?

yes

no

n/a

If "no," please explain.

If permits, variances, or other forms of approval are required for your project, please indicate whether the approval has been received. If it has not been received, please indicate the entity from which the permitting or approval is sought and the length of time it takes to secure the permit or approval.

NOTE: Funds will not be disbursed until all requisite variances or approvals are obtained..

Due to limited funds, the Committee may recommend partial funding for a program. In the event the Committee is unable to meet your full request, will you be able to proceed with partial funding?

yes

no

If "yes," please provide an itemized list of program elements, ranked by priority and cost.

Priority #1 (Item and Cost)

Priority #2 (Item and Cost)

Priority #3 (Item and Cost)

Priority #4 (Item and Cost)

Priority #5 (Item and Cost)

Priority #6 (Item and Cost)

Priority #7 (Item and Cost)

PROJECT SYNOPSIS (250 words or less)

Please provide a brief overview of your project. Assume that this synopsis will be used in a summary of your proposal. Please begin your synopsis with the amount you are requesting and a concrete description of your proposed project. E.g., "We are requesting \$7,000 for an energy-efficient freezer to expand our emergency food service program."

CRITERIA

In the spaces below, please explain how your project meets the Jack Hopkins Funding criteria. Assume that your responses will be used in a summary of your proposal.

NEED (200 words or less)

Explain how your project addresses a previously-identified priority for social services funding as documented in the [Service Community Assessment of Needs](#), the City of Bloomington, Housing and Neighborhood Development Department's [2010-2014 Consolidated Plan](#), or any other community-wide survey of social services needs.

ONE-TIME INVESTMENT (100 words or less)

Jack Hopkins Funds are intended to be a one-time investment. Please explain how your project fits this criterion. If you are requesting operational funds (e.g., salaries, rent, vouchers, etc), please explain how your project satisfies an exception to the one-time funding rule -- i.e., is your request for a pilot project? for bridge funding? for a collaborative project? If you are requesting operational funds, you must detail your plan for future funding.

FISCAL LEVERAGING (100 words or less)

Describe how your project will leverage other resources, such as other funds, in-kind contributions, volunteers, etc.

LONG-TERM BENEFITS (200 words or less)

Explain how your program will have broad and long-lasting benefits for our community.

OUTCOME INDICATORS (100 words or less)

Please either list or describe the outcome indicators you intend to use to measure the success of your project.

The ultimate outcome of a project (e.g., reduced hunger, homelessness or addiction rates) are often not readily observable within the Jack Hopkins funding period. For that reason, we are asking agencies to provide us with *outcome indicators*. In contrast to program activities (what you bought or did with grant funds) and the long-term impacts of a program (the lasting social change effected by your initiative), the data we seek are the short-term indicators used to measure the change your program has created during the period of your funding agreement. Where possible, this information should be expressed in quantitative terms.

Examples: an agency providing a service might cite to the number of persons with new or improved access to a service. If funds were used to meet a quality standard, the agency might report the number of people who no longer have access to a substandard service. An agency seeking to purchase equipment or to make a physical improvement might cite to the number of residents with new or improved access to a service or facility. If funds were used to meet a quality standard or to improve quality of a service or facility, an agency might report the number of people who have access to the improved service or facility.



**City of Bloomington
Office of the Common Council**

Jack Hopkins Social Services Funding Program

**Elaboration of the Three Criteria for Evaluating and Awarding
Grants and Other Policies**

(updated: February 2014)

Elaboration of Three Funding Criteria

In 1993 Jack Hopkins wrote a letter to the Committee outlining a set of criteria for the use of these social services funds. Aside from referring to a more recent community-wide survey, those criteria have served as the basis for allocating the funds ever since. The following is an elaboration of those criteria which has been approved by the Committee.

- 1. The program should address a previously-identified priority for social services funds (as indicated in the *Service Community Assessment of Needs (SCAN)*, the *City of Bloomington Housing and Neighborhood Development Department's 2010-2014 Consolidated Plan* or any other community-wide survey of social service needs);**

“priority for social services funds”

The Common Council has used these funds for programs that provide food, housing, healthcare, or other services to city residents who are of low or moderate income, under 18-years of age, elderly, affected with a disability, or otherwise disadvantaged.

City Residency - Programs must primarily serve City residents. Individual programs have occasionally been located outside of the City but, in that case, these funds have never been used for capital projects (e.g. construction, renovation, or improvement of buildings).

Low income - Programs primarily serving low-income populations are given a high priority.

Emergency Services – Programs primarily providing emergency services (e.g. food, housing, and medical services) will be given a high priority.

- 2. The funds should provide a one-time investment that, through matching funds or other fiscal leveraging, make a significant contribution to the program; and**
- a. “one-time Investment”**

This restriction is intended to encourage innovative projects and to allow the funds to address changing circumstances. To make funds available for those purposes, this restriction discourages agencies from relying on these funds from year to year and from using these funds to cover on-going (or operational) costs, particularly those relating to personnel.

Ongoing or Operational Costs

These costs are recurring rather than non-recurring costs. Recurring cost typically include outlays for personnel, rent, utilities, maintenance, supplies, client services, and other like ongoing budget items. Non-recurring costs typically include outlays for capital improvements and equipment.

Exceptions

While ongoing or operational costs are not generally considered a “one time investment,” they will be eligible for funding in three circumstances:

- first, when an agency is proposing start-up funds or a pilot project and demonstrates a well developed plan for funding in future years which is independent of this funding source;*
- second, when an agency demonstrates that an existing program has suffered a significant loss of funding and requires “bridge” funds in order to continue for the current year; or*
- Third, when agencies seek funds as a Collaboration Project (see below)*

Elaboration

Renovation versus Maintenance

Costs associated with the renovation of a facility are an appropriate use of these funds, while the costs associated with the maintenance of a facility are considered part of the operational costs of the program and, when eligible, will be given low priority. When distinguishing between these two kinds of outlays, the Committee will consider such factors as whether this use of funds were the result of unforeseen circumstance or will result in an expansion of services.

Conferences and Travel

Costs associated with travel or attending a conference will generally be considered as an operating cost which, when eligible, will be given low priority.

Computer Equipment

Generally the costs associated with the purchase, installation, and maintenance of personal computers and related equipment will be considered an operational cost and, when eligible, be given low priority. However, the costs associated with system-wide improvements for information and communication technologies, or for specialized equipment may be considered a one-time investment.

Scholarships and Vouchers

Scholarships and vouchers allowing persons to participate in a program are generally considered as an operational cost.

b. “through matching funds or other fiscal leveraging, make a significant contribution to the program”

In the words of Jack Hopkins, who originally proposed these criteria, investments “should be leveraged wherever possible by matching from other sources.” Agencies may demonstrate such leveraging by using matching funds, working in partnership with other agencies, or other means.

Applications from City Agencies and Other Property Tax Based Entities

Over the years the Council has not funded applications submitted by city departments. This is based on the theory that the departments have other, more appropriate avenues for requesting funds and should not compete against other agencies, which do not have the benefit of city resources at their disposal. Except on rare occasions, the Council has not directly or indirectly funded agencies that have the power to levy property taxes or whose primary revenues derive from property taxes.

3. This investment in the program should lead to broad and long lasting benefits to the community.

“broad and long-lasting benefits to the community”

Again, in the words of Jack Hopkins, “priority should be given to projects or programs where investments now will have a positive, long-term spillover effect (such as reduced susceptibility to ...diseases, decreased absences from school, reducing lost time (from work) ..., etc).

Funding of Events and Celebrations Discouraged

Historically the Council has not funded applications that promote or implement events or celebrations. It appears that this is based upon the conclusion that these occasions do not engender the broad and long-lasting effects required by this third criterion.

Collaborative Projects

The Committee wishes to encourage social services agencies to collaborate in order to solve common problems and better address local social services needs. To serve these ends, the Committee will allow agencies to submit an application for funding as a Collaborative Project in addition to submitting a standard application. Applicants pursuing such funding should:

- declare that they are seeking funds as a Collaborative Project and describe the project;
- describe each agency’s mission, operations, and services, and how they do or will complement one another;
- describe the existing relationships between the agencies and how the level of communication and coordination will change as a result of the project;
- identify challenges to the collaboration and set forth steps that address the greatest challenges to its success;

- also address the following standard criteria and how, in particular, the collaborative project:
 - serves a previously-recognized community need,
 - achieves any fiscal leveraging or efficiencies, and
 - provides broad and long lasting benefits to the community.
- Complete a Memorandum of Understanding signed by authorized representatives of collaborating agencies and detailing the allocation of duties between the two agencies.

Other Policies and the Reasons for Them

Agency acting as fiscal agent must have 501(c) (3) status

The agency which acts as the fiscal agent for the grant must be incorporated as a 501(c)(3) corporation. This policy is intended to assure that grant funds go to organizations: 1) with boards who are legally accountable for implementing the funding agreements; and 2) with the capability of raising matching funds which is an indicator of the long-term viability of the agency. Given its mission, the presence of a board, and its general viability, an exception has historically been made for the Bloomington Housing Authority.

One application per agency – Exception for Collaborative Projects

Except as noted below, each agency is limited to one application. This policy is intended to: 1) spread these funds among more agencies; 2) assure the suitability and quality of applications by having the agency focus and risk their efforts on one application at a time; and 3) lower the administrative burden by reducing the number of applications of marginal value. As noted above, an exception to this rule applies to agencies which submit an application as a Collaborative Project. Those agencies may also submit one other application that addresses the standard criteria.

\$1,000 Minimum Dollar Amount for Request

This is a competitive funding program involving many hours on the part of staff and the committee members deliberating upon and monitoring proposals. The \$1,000 minimum amount was chosen as a good balance between the work expended and the benefits gained from awarding these small grants.

Funding Agreement – Reimbursement of Funds –Expenditure Before End-of-the-Year

The Housing and Neighborhood Development (HAND) Department has been monitoring the funding agreements since 2001. In order to be consistent with the practices it employs in monitoring CDBG and other funding programs, the funding agreements provide for a reimbursement of funds. Rather than receiving the funds before performing the work, agencies either perform the work and seek reimbursement, or enter into the obligation and submit a request for the city to pay for it.

And, in order to avoid having the City unnecessarily encumber funds, agencies should plan to expend and verify these grants before December of the year the grants were awarded, unless specifically approved in the funding agreement. Please note that funds encumbered from one calendar year to the next cannot be reimbursed by use of the City's credit cards.

**2015 JACK HOPKINS SOCIAL SERVICES FUNDING
COMMITTEE
RECOMMENDED ALLOCATIONS**

AGENCY	RECOMMENDED ALLOCATION
Amethyst House <i>Men's ¾ Way House Repair & Restoration & Multi-Facility Refurnishing</i>	\$ 19,000.00
Area 10 Agency on Aging <i>More Than a Meal Nutrition Program & Mobile Food Pantry</i>	\$ 2,875.00
Big Brothers Big Sisters <i>One-to-One Mentoring</i>	\$ 10,300.00
Bloomington Police Department <i>Downton Resource Officer Program</i>	\$ 63,400.00
Bloomington PRIDE <i>LGBTQ Youth Cultural Competency Training Program</i>	\$ 5,700.00
Boys & Girls Club of Bloomington <i>Roof Replacement – Crestmont Club</i>	\$ 25,000.00
Habitat for Humanity <i>Construction Truck and Skid Loader</i>	\$ 30,000.00
Monroe County United Ministries <i>Community Playground Project</i>	\$ 27,475.00
Mother Hubbard's Cupboard <i>Technology Upgrade</i>	\$ 4,250.00
My Sister's Closet <i>Rising to Meet Needs of Clients</i>	\$ 7,000.00
New Hope Family Shelter <i>Children's Program House Rehabilitation</i>	\$ 16,600.00
New Leaf – New Life <i>Transition Support Center</i>	\$ 6,000.00
Planned Parenthood <i>Subsidized Long-Acting Reversible Contraceptives at Bloomington Health Center</i>	\$ 5,000.00
Shalom <i>A Floor to Stand On</i>	\$ 5,900.00
Shalom - IFWS <i>I'm Gonna Wash That Homelessness Out of My Clothes Project</i>	\$ 6,800.00
Stepping Stones <i>Bridge Funding</i>	\$ 20,000.00
Stone Belt - LIFE Designs <i>Management Training for Frontline Supervisors</i>	\$ 9,000.00
Volunteers in Medicine <i>Early Detection of Cardiovascular Disease in Uninsured Adults</i>	\$ 5,700.00
Total	\$ 270,000.00

* Note: one agency invited to present withdrew and two agencies invited to present were not funded.

FUNDING AGREEMENT
CITY OF BLOOMINGTON - JACK HOPKINS
SOCIAL SERVICES PROGRAM

«Organization»

This Agreement entered into in June 2015 by and between the City of Bloomington, Indiana hereinafter referred to as the "City," and «Organization», hereinafter referred to as the "Agency," provides for the following:

- Whereas, the Jack Hopkins Social Services Program Funding Committee (Committee) reviewed Agency applications, heard their presentations, and made funding recommendations to the Common Council;
- Whereas, the Common Council adopted Resolution 15-16 which provided funding to this Agency in the amount and for the purposes set forth in Sections I and III of this Agreement;
- Whereas, the resolution also delegated the duty of interpreting the Funding Agreement for the City to the Chair of the Committee; and
- Whereas, in interpreting the Agreement, the Chair may consider the purposes of the program, the application and comments by Agency representatives, and statements made by decision-makers during deliberations.

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

I. USE OF FUNDS

These funds are intended to serve vulnerable City residents. Agency agrees to use Agreement funds as follows:

«Project_Description»

II. TIME OF PERFORMANCE

The last claim for expenses under this Agreement must be filed no later than December 4, 2015. Requests for extensions must be submitted to the City's Housing and Neighborhood Development Director no later than November 20, 2015. Such request must be submitted in writing. The Director may extend the deadline no later than March 31, 2016.

III. PAYMENT PROCEDURES

It is expressly agreed and understood that the total amount to be paid by the City under this Agreement shall not exceed «Received». Claims for the payment of eligible expenses shall be made against the items specified in Section I, Use of Funds.

The Agency will submit to the City a claim voucher pursuant to City's claim procedures and deadlines for the expenditures corresponding to the agreed upon use of funds outlined above. Along with the claim voucher, the Agency will submit documentation satisfactory to the City, at the City's sole discretion, showing the Agency's expenditures.

IV. ADMINISTRATIVE REQUIREMENTS

A. Accounting Procedures

The Agency agrees to use generally accepted accounting procedures and to provide for:

- (1) Accurate, current, and complete disclosure of the financial component of its activities;
- (2) Records which identify adequately the source and application of funds for City supported activities;
- (3) Effective control over and accountability for all funds, property, and other assets;
- (4) Adequate safeguarding of all such assets and assurance that they are used solely for authorized purposes;
- (5) The City to conduct monitoring activities as it deems reasonably necessary to insure compliance with this Agreement; and
- (6) Return of the funds received under this Agreement that the City determines were not expended in compliance with its terms.

B. Access to Records

The Agency agrees that it will give the City, through any authorized representative, access to, and the right to examine, all records, books, papers or documents related to the funding provided by this Agreement, for the purpose of making surveys, audits, examinations, excerpts, and transcripts.

C. Retention of Records

The Agency agrees that it will retain financial records, supporting documents, statistical records, and all other records pertinent to the funding provided to the Agency for a period of three years from the termination of this Agreement pursuant to Section VII or VIII.

D. Reporting Requirement

The Agency agrees to provide a report describing the Agency's use of Jack Hopkins Social Services funds. The report shall include, but not be limited to: 1) the amount the agency was awarded; 2) a general description of the project; 3) results of the project as measured by the project's outcome indicators; 4) population served by the program; 5) community benefits of the project; 6) a digital photograph depicting the Hopkins-funded project and 7) copies of any written material for the project giving the Jack Hopkins Social Services Funding Committee credit as required by V(G) below. Please report the results of your project clearly, concisely and honestly. Please report both successes and challenges. The report shall not exceed 500 words and shall be submitted in Word format. The report shall be sent to the Housing and Neighborhood Development department no later than the date of Agency's last claim submission. Unless otherwise provided pursuant to Section II, no report shall be submitted any later than December 4, 2015.

V. GENERAL CONDITIONS

A. General Compliance

Agency agrees to comply with all applicable federal, State, and local laws, regulations, and policies governing the funds provided under this contract.

B. Independent Contractor

Nothing contained in this Agreement is intended to, or shall be construed in any manner, as creating or establishing the relationship of employer/employee between the parties. The Agency shall at all times remain an "independent contractor" with respect to the services to be performed under this Agreement. None of the benefits provided by an employer to an employee, including but not limited to minimum wage and overtime compensation, workers' compensation insurance and unemployment insurance, shall be available from or through the City to the Agency.

C. Hold Harmless

The Agency shall hold harmless, defend and indemnify the City from any and all claims, actions, suits, charges and judgments whatsoever that arise out of a subrecipient's performance or nonperformance of the services or subject matter called for in this Agreement.

D. Nondiscrimination (for agencies receiving grants in excess of \$10,000)

Agencies receiving grants in excess of Ten Thousand Dollars (\$10,000) shall be subject to Section 2.21.000 et seq. of the Bloomington Municipal Code. Unless specific exemptions apply, the Agency will not discriminate against any employee or applicant for employment because of race, color, religion, ancestry, national origin, sex, disability, sexual orientation or gender identity. The Agency will take affirmative action to insure that all employment practices are free from such discrimination. Such employment practices include but are not limited to the following: hiring, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff, termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. The Agency agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the City setting forth the provisions of this nondiscrimination clause.

E. Living Wage Requirements

(1) This agreement is subject to the City of Bloomington Living Wage Ordinance, Chapter 2.28 of the Bloomington Municipal Code and any implementing regulations. The Living Wage Ordinance requires among other things, that unless specific exemptions apply, all beneficiaries of City subsidies, as defined, shall provide payment of a minimum level of compensation to employees which may include the cost of health benefits. Such rate shall be adjusted annually pursuant to the terms of the Bloomington Living Wage Ordinance.

(2) Under the provisions of the Bloomington Living Wage Ordinance, the City shall have the authority, under appropriate circumstances, to terminate this contract and to seek other remedies as set forth therein, for violations of the Ordinance.

F. Compliance with IC 22-5-1.7 – E-Verify Program

Agency shall sign a sworn affidavit, attached as Exhibit A, affirming that the Agency has enrolled and is participating in the E-Verify Program and affirming that the Agency does not knowingly employ an unauthorized alien. Agency must provide documentation to the City that Agency has enrolled and is participating in the E-Verify program.

G. Jack Hopkins Social Services Funding Committee Recognition

The Agency agrees to provide a credit line for the City of Bloomington Common Council Jack Hopkins Social Services Funding Committee in all written materials about the program and program activities funded pursuant to this Agreement.

VI. NOTICES

Communication and details concerning this Agreement shall be directed to the following representatives:

City: Dan Niederman, Program Manager Housing and Neighborhood Development City of Bloomington P.O. Box 100 Bloomington, IN 47402 Tel: (812) 349-3512 Fax: (812) 349-3582 E-mail: niederm@bloomington.in.gov	Agency: «Director_of_Agency_» «Organization» «Mailing_Address» «City_State_Zip_Code» Tel: («Home Phone» E-mail: «Email_Address»
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VII. TERMINATION OF AGREEMENT

The Agency agrees that this Agreement is subject to the availability of funds and that if funds become unavailable for the performance of this Agreement, the City may terminate the Agreement. If funds become unavailable, the City shall promptly notify the Agency in writing of the termination and the effective date thereof.

It is further agreed that the City may terminate this Agreement in whole or in part if it determines that the Agency has failed to comply with the Agreement or with other conditions imposed by applicable laws, rules and regulations. The City shall promptly notify the Agency in writing of the determination and the reasons for the determination, together with the effective date. The Agency agrees that if the City terminates the Agreement for cause it will refund to the City that portion of the funds that the City determines was not expended in compliance with the Agreement. The Agency shall be responsible for paying any costs incurred by the City to collect the refund, including court costs and reasonable attorneys' fees.

If any provision of this Agreement is held invalid, the remainder of the Agreement shall not be affected thereby, and all other parts of this Agreement shall nevertheless be in full force and effect.

VIII. TERM OF AGREEMENT

Unless terminated as provided in Section VII herein, this Agreement shall terminate upon the City's determination that the provisions of this Agreement regarding use of the Agreement funds have been met by the Agency.

CITY OF BLOOMINGTON, INDIANA

«Organization»

By: _____
Dave Rollo
President, Common Council

By: _____
«Pres_BoD»
President, Board of Directors

Date

Date

By: _____
Lisa Abbott
Housing and Neighborhood
Development Director

By: _____
«Director_of_Agency_»
Executive Director

Date

Date

By: _____
Mark Kruzan, Mayor

Date

ORDINANCE 15-13

**TO AMEND TITLE 16 OF THE BLOOMINGTON MUNICIPAL CODE
ENTITLED “RESIDENTIAL RENTAL UNIT AND LODGING
ESTABLISHMENT INSPECTION PROGRAM”**

**- Re: Authorizing Special Fees for Saturday Inspection of New Rental Units
During the Summer Months**

- WHEREAS, Bloomington Municipal Code Chapter 16.03 regulates the administration of residential rental units and Section 16.03.040 regulates the inspection process for newly constructed residential rental units and premises located within the city; and
- WHEREAS, the City of Bloomington Housing and Neighborhood Development Department is responsible for ensuring compliance with Section 16.03.040 and incurs significant time and expense inspecting the residential rental units in the City of Bloomington; and
- WHEREAS, the City recovers a portion of the expenses incurred as a result of these inspections through a reasonable and appropriate fee schedule that is established through Section 16.03.080; and
- WHEREAS, section 16.03.080(b) requires all newly constructed residential rental units and premises in the City to be inspected prior to said units becoming occupied; and
- WHEREAS, in recent history, the demand for residential rental inspections is extremely high during the summer months, which is attributable primarily to the high volume of new construction projects that are completed during these months in anticipation of Indiana University students moving back to the City to start the new school year; and
- WHEREAS, the Housing and Neighborhood Development Department’s available resources are not enough to meet the high demand for inspections of newly constructed residential rental units and premises during this time of the year which creates significant inspection delays; and
- WHEREAS, the City of Bloomington wishes to meet this increased demand for inspections by offering Saturday inspection times solely to newly constructed residential rental units and premises in the City; and
- WHEREAS, the City of Bloomington will offset the additional expenses associated with weekend inspections through the assessment of reasonable and appropriate Saturday inspection fees.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION 1. Section 16.03.040(b) shall be amended by adding the following sentence to the end of that provision: “Limited Saturday cycle inspection scheduling is available on a first come first serve basis for newly constructed residential rental units and premises from July 1st through September 30th of each year.”

SECTION 2. Section 16.03.080 shall be amended by adding a new subsection, subsection (g), which contains the following language: “The fee for Saturday inspections under Section 16.03.040 (b) shall be assessed at one and one half (1.5) times the regular weekday rate for inspections.”

SECTION 3. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION 4. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, approval of the Mayor and all other requirements of the Indiana Code.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2015.

DAVID ROLLO, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2015.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2015.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance amends the Bloomington Municipal Code Title 16 in two ways. First, the ordinance amends Chapter 16.03.040(b) to include the offering of Saturday inspections for newly constructed residential rental units and premises in the City of Bloomington. Second, it amends 16.03.080(g) to provide for reasonable and appropriate fees to be assessed for Saturday inspections.

Memo

TO: Mayor Mark Kruzan
FROM: Lisa Abbott, Director & Christopher Wheeler, Asst. City Attorney
cc: Adam Wason, Deputy Mayor
RE: Amendments to Title 16 – Residential Rental & Lodging Establishment Inspection Program

The Housing and Neighborhood Development Department performed 7,341 inspections in 2014. We propose offering Saturday inspections as outlined below for new construction projects only. We anticipate that large multi-family developers who have experienced construction delays may wish to request these inspection. These inspections tend to be time consuming and often construction delays can cause them to be rescheduled, thereby making rescheduled appointments prior to move-in problematic.

The current fee per inspection is \$70.00/building and \$25.00/unit. This fee covers travel time, inspection time, report writing, report processing, one re-inspection, billing and permitting. The direct costs include personnel costs such as labor, taxes and benefits. In 2014, HAND salary expense for Title 16 was \$343,735.66 and our revenue was \$154,745.29 and, in 2015, the salary expense year-to-date is \$172,417.70 and revenue year-to-date is \$104,888.25. Additional direct costs include employee insurance, office materials and transportation costs. Indirect costs include operation and maintenance, insurance and costs incurred by other departments such as Legal, Planning and Transportation, Office of the Mayor and Controller's Office. Therefore, we recommend that we offer this service at an increased cost of 50% or 1.5 times the regular cost of inspection services.

Specifically:

16.03.040 Inspections.

(b) Each newly constructed residential rental unit and premises located within the city shall receive a cycle inspection conducted by the HAND department immediately prior to said unit being occupied. Limited Saturday cycle inspection scheduling is available on a first come first serve basis for newly constructed residential rental units and premises from July 1st through September 30th of each year.

16.03.080 Fees.

(g) The fee for Saturday inspections under Section 16.03.040 (b) shall be assessed at one and a half times the regular weekday rate for inspections.

Please contact me if you have any questions or concerns.

CHANGES TO TITLE 16.03 (ADMINISTRATION OF RESIDENTIAL RENTAL UNITS PROPOSED BY ORD 15-13

Note: New Text is indicated by “Ord 15-13 – Section,” an indented ►, and bold font

Title 16 RESIDENTIAL RENTAL UNIT AND LODGING ESTABLISHMENT INSPECTION PROGRAM [11](#)

Chapters:

Chapter 16.01 - ORDINANCE FOUNDATION

Chapter 16.02 - DEFINITIONS

Chapter 16.03 - ADMINISTRATION OF RESIDENTIAL RENTAL UNITS

Chapter 16.04 - PROPERTY MAINTENANCE

Chapter 16.05 - LODGING ESTABLISHMENTS

Chapter 16.06 - PUBLIC HEALTH AND SAFETY

Chapter 16.07 - SMOKE DETECTORS

Chapter 16.08 - CARBON MONOXIDE DETECTORS

Chapter 16.09 - FIRE EXTINGUISHERS

Chapter 16.10 - ENFORCEMENT, PENALTIES, APPEALS AND VARIANCES

>>>>

Chapter 16.03 ADMINISTRATION OF RESIDENTIAL RENTAL UNITS

Sections:

[16.03.010 Compliance required.](#)

[16.03.020 Registration of residential rental units.](#)

[16.03.030 Occupancy permits.](#)

[16.03.040 Inspections.](#)

[16.03.050 Inventory and damage lists.](#)

[16.03.060 Disclosure.](#)

[16.03.080 Fees.](#)

16.03.010 Compliance required.

No person shall occupy or allow the occupancy of a residential rental unit within the city unless in accordance with the provisions of this title.

(Ord. No. 12-27, § 1, 11-14-2012)

16.03.020 Registration of residential rental units.

- (a) No owner of a residential rental unit shall allow such unit to be occupied by a tenant without first registering the residential rental unit with the HAND department.
- (b) Such registration shall be affected by furnishing the HAND department, upon a form furnished by the Department, the following information:
 - (1) Name of Owner(s);
 - (2) Street address of owner(s), said address shall be acceptable for service of process;
 - (3) Phone number of owner(s);
 - (4) Email address of owner(s);
 - (5) Name, street address, phone number and email address of agent, if any, authorized to act on behalf of the owner(s) in regards to the residential rental unit, including service of process. Any owner(s) who does not reside in Indiana shall designate an in-state agent.
 - (6) The registration form shall be signed by the owner(s) and not the owner's agent.
- (c) Whenever an owner(s) or agent changes his contact information (mailing address, phone number or email address) it shall be his responsibility to provide the HAND department with an updated registration form. All updated registration forms shall be signed by the owner and not the owner's agent.
- (d) Whenever ownership of the residential rental unit changes, the new owner shall re-register the unit with the HAND department.

(Ord. No. 12-27, § 1, 11-14-2012)

16.03.030 Occupancy permits.

- (a) No owner of a residential rental unit shall allow such unit to be occupied by a tenant without first obtaining a valid occupancy permit or temporary occupancy permit from the HAND department.
- (b) No occupancy permit shall be issued by the HAND department until the residential rental unit and premises have been inspected pursuant to Section 16.03.040 and all provisions of the Bloomington Municipal Code have been met.

- (c) All occupancy permits shall contain the following information:
 - (1) Name of the owner(s);
 - (2) Name of the agent;
 - (3) Occupant load;
 - (4) Number of bedrooms;
 - (5) Expiration date of the permit;
 - (6) Variances; and
 - (7) Notes.
- (d) All residential rental units shall display a current occupancy permit in an accessible location inside said unit.
- (e) Occupancy permits shall be issued for three, four or five year periods, as determined by this subsection:
 - (1) Three-year Permit. A residential rental unit shall receive a three-year occupancy permit if the criteria listed below apply:
 - (A) If the owner fails to schedule a cycle inspection prior to the expiration of the residential rental unit's current occupancy permit; or
 - (B) If a residential rental unit has had a cycle inspection by the HAND department and said department has issued a cycle inspection report noting violations of this title, and the owner fails to have the residential rental unit reinspected and found in compliance with this title within sixty days after the report citing the violations was mailed to the owner or within the time that may be granted by the board of housing quality appeals; or
 - (C) If the owner fails to satisfy all outstanding fee assessments issued under this title within thirty days from the date of billing.
 - (2) Four-year Permit. A residential rental unit shall receive a four-year occupancy permit if the criteria listed below apply:
 - (A) The residential rental unit previously had a three-year occupancy permit and the cycle inspection uncovered no violations of this title, or all violations of this title cited on a cycle inspection report were satisfactorily corrected within sixty days after the report was mailed to the owner or within the time that may be granted by the board of housing quality appeals, and the owner satisfies all outstanding fee assessments within thirty days from the date of billing; or
 - (B) The residential rental unit is newly registered and the cycle Inspection uncovers no violations of this title, or all violations of this title cited on a Cycle Inspection Report were satisfactorily corrected within sixty days after the report was mailed to the owner, and the owner satisfies all outstanding fee assessments within thirty days from the date of billing.
 - (3) Five-year Permit. A residential rental unit shall receive a five-year occupancy permit if the criteria listed below apply:
 - (A) The residential rental unit is new construction and the cycle inspection uncovers no violations of Chapters 16.07, 16.08 and 17.16 of the Bloomington Municipal Code; and the owner satisfies all outstanding fee assessments within thirty days from the date of billing; and the HAND Department has issued an occupancy permit prior to the residential rental unit being occupied; and the owner satisfies all outstanding fee assessments within thirty days from the date of billing; or
 - (B) The residential rental unit's prior occupancy permit had been a four-year permit, and the Cycle Inspection uncovered no violations of this title, or all violations of this title cited on a Cycle Inspection Report were satisfactorily corrected within sixty days of after the report was

mailed to the owner or within the time that may be granted by the Board of Housing Quality Appeals, and the owner satisfies all outstanding fee assessments within thirty days from the date of billing.

(Ord. No. 12-27, § 1, 11-14-2012)

Ord 15-13 – Section 1

16.03.040 Inspections.

- (a) Each residential rental unit and premises located within the city shall be scheduled to receive a cycle inspection conducted by the HAND department at least sixty days prior to the expiration of its occupancy permit to establish compliance with this title. Properties scheduled to be inspected more than six months prior to the expiration of the current occupancy permit shall receive a new occupancy permit with an expiration date of when compliance was achieved as a result of the most recent cycle inspection.
- (b) Each newly constructed residential rental unit and premises located within the city shall receive a cycle inspection conducted by the HAND department immediately prior to said unit being occupied. **Limited Saturday cycle inspection scheduling is available on a first come first serve basis for newly constructed residential rental units and premises from July 1st through September 30th of each year.**
- (c) Off-cycle or complaint inspections of a residential rental unit may be conducted at the discretion of the director upon the following:
 - (1) Receipt of a written request of any resident of the city, any governmental agency or employee, or the residential rental unit's tenant, the tenant's legal representative, the owner, or the owner's agent provided the request indicates that there is some violation of this title at the stated residential rental unit; or
 - (2) The director has probable cause to believe the residential rental unit is in violation of this title.
- (d) A complaint inspection shall be confined to the defects complained of by the person requesting the complaint inspection, unless the director has probable cause to believe the condition of the residential rental unit or its premises is in such a state of deterioration or violation of this title that a complete off-cycle inspection is required to effectuate the purposes of this title, in which a case a complete new cycle inspection of the entire residential rental unit and premises shall be performed.
- (e) It shall be the responsibility of the owner of each residential rental unit to schedule all required inspections and reinspections required by this title.
- (f) The owner shall notify the tenant(s) of all scheduled inspections and reinspections of a residential rental unit.
- (g) The owner shall be responsible for granting access for any inspection required by this title in compliance with state law. If a tenant or owner refuses entry for an inspection under this title, the HAND department shall not inspect the residential rental unit without first obtaining a warrant in accordance with the laws of the state.
- (h) The owner, an employee of the owner, or the unit's tenant shall remain with the HAND department employee conducting the inspection or reinspection at all times said employee is inside of a residential rental unit.

- (i) Employees of the HAND department shall not enter into residential rental units or onto their premises where there is a concern for their physical safety or if the tenant is engaging in inappropriate or illegal activities, e.g., where the tenant may be inadequately clothed or using illegal substances.

(Ord. No. 12-27, § 1, 11-14-2012)

16.03.050 Inventory and damage lists.

- (a) The owner of a residential rental unit shall contact the tenants and arrange a joint inspection of the unit and premises to occur within ten days of the tenant's occupancy of the unit. The owner shall at that time jointly complete an inventory and damage list, and this shall be signed by the owner and at least one tenant. Duplicate copies of the inventory and damage list shall be retained by all parties.
- (b) The owner of a residential rental unit shall contact the tenant and arrange a joint inspection of the unit and premises to occur at the end of the tenant's occupancy and prior to the occupancy of the next tenant. Any damages to the unit shall be noted on the inventory and damage list, and the list shall thereupon signed by all parties.
- (c) The owner shall have a duty to initiate joint inspections; however, both the owner and the tenant shall have an affirmative duty to make a good-faith effort in scheduling joint inspections.
 - (1) In the event the owner is unable to schedule a joint inspection with the tenant when contacting the tenant via telephone, email, personal message or personal contact, the owner may show compliance with this Section by producing the following: a copy of a letter or email to the tenant stating the time and place of the joint inspection; and, a normal business record showing that this letter was mailed to the tenant by first class mail (or if by email sent with a read receipt feature) at least two days prior to the date of the scheduled inspection.
 - (2) If the owner cannot arrange a joint inspection pursuant to the above procedures, the owner shall complete the inspection, noting on a signed and dated inspection report those damages which exceed normal wear and tear.
- (d) The owner shall retain copies of all inspection reports for a minimum of the present lease period and the two subsequent lease periods for the residential rental unit, or for a period of four years, whichever is less.
- (e) The owner shall allow the HAND Department to review a copy of the inventory and damage list in accordance with the provisions of this section upon the department's request.

(Ord. No. 12-27, § 1, 11-14-2012)

16.03.060 Disclosure.

- (a) The owner of a residential rental unit shall disclose to each tenant, in writing, at or before the commencement of tenancy the name and usual address of each person who is:
 - (1) Authorized to manage the residential rental unit and premises; and
 - (2) An owner of the unit and premises, or his agent, who is authorized to act on behalf of the owner for the purpose of service of process and for the purpose of receiving all notices and demands.
- (b) The information required by Section 16.30.060(a) shall be kept current.
- (c) The owner of a residential rental unit shall provide to each tenant, at or before the commencement of tenancy, a summary of the tenants' and owners' rights and responsibilities, in such form as shall be prescribed by the director. The owner shall ensure that the summary contains the legally permitted occupancy load for said residential rental unit prior to the tenants signing said summary. The owner

shall sign the summary, obtain the signatures of all tenants on the summary and provide a copy of that summary to the HAND department, upon the department's request.

- (d) The HAND department shall furnish, upon request, to each registered owner or registered agent of a residential rental unit subject to this title a copy of this title.

(Ord. No. 12-27, § 1, 11-14-2012)

16.03.080 Fees.

- (a) All fees for any inspection conducted under this title shall be established by the board of public works, in accordance with the directives of 16.30.080(b), and are subject to an annual review by said board.
- (b) The board of public works shall establish reasonable and appropriate fees for inspections conducted under this title in accordance with the following:
 - (1) There shall be one fee for both the cycle inspection and a first re-inspection.
 - (2) Increased inspection fees may be assessed for each subsequent re-inspection.
 - (3) There shall be no fee for the initial and first re-inspection for a complaint inspection.
 - (4) Fees shall be established for the following:
 - (A) Single-family detached homes;
 - (B) Rooming houses;
 - (C) Condominiums;
 - (D) Multi-family dwellings; and
 - (E) Lodging establishments.
 - (5) In recognition of the importance of ensuring affordable housing, the board of public works shall ensure that the city continues to subsidize the inspection of certain types of low-income housing units by providing the following discounts to any inspection fees said board establishes:
 - (A) Public housing units owned and operated by the city housing authority shall be provided free inspections and shall not be assessed a fee;
 - (B) Section 8 dwelling units, low income tax credit dwelling units, HAND department subsidized dwelling units and dwelling units that have a monthly rent in accordance with the United States Department of Housing and Urban Development's low rent rates shall receive a thirty percent discount on any fee. A copy of the lease showing the unit's rental rate shall be provided in order to receive the discounted fee. A copy of the HUD Low Rent Rates is available on HAND's website; said rates are updated annually.
 - (6) There shall be a twenty-five percent fee reduction for any residential rental unit that has no violations on the initial cycle inspection. If the required documentation is not provided to the HAND inspector during the inspection, an owner will have until 5:00 p.m. on the day of the inspection to provide HAND with the required documentation in order to still receive the twenty-five percent fee reduction.
- (c) Effective January 1, 2013, the fees for inspections shall be as follows:

Single-family detached homes	\$75.00
Rooming houses - each building	60.00

+ each bathroom	15.00
Condominiums	75.00
Multi-family dwellings - each building	60.00
+ each unit	15.00
Lodging establishments	Complaint Only
2 nd & subsequent reinspection fee	65.00

(d) Effective January 1, 2014, the fees for inspections shall be as follows:

Single-family detached homes	\$85.00
Rooming houses - each building	60.00
+ each bathroom	25.00
Condominiums	85.00
Multi-family dwellings - each building	60.00
+ each unit	25.00
Lodging establishments	Complaint Only
2 nd & subsequent reinspection fee	70.00

(e) Effective January 1, 2015, the fees for inspections shall be as follows:

Single-family detached homes	\$95.00
Rooming houses - each building	70.00

+ each bathroom	25.00
Condominiums	95.00
Multi-family dwellings - each building	70.00
+ each unit	25.00
Lodging establishments	Complaint Only
2 nd & subsequent reinspection fee	70.00

- (f) Annual updates of the fees, beginning on January 1, 2015, shall be determined by the board of public works. The board of public works may only increase a fee if the cost of administering and enforcing the provisions of this title are not offset by the amount of fees generated by this title. Additionally, at no time may the board of public works increase a fee by more than ten percent; if HAND feels as though a fee increase of greater than ten percent is required, said fee increase shall require approval by the city common council. All fee increases shall be reasonably related to the cost of administering and enforcing the provisions of this title.

Ord 15-13 – Section 2



- (g) The fee for Saturday inspections under Section 16.03.040 (b) shall be assessed at one and one half (1.5) times the regular weekday rate for inspections.**

(Ord. No. 12-27, § 1, 11-14-2012)

In the Council Chambers of the Showers City Hall on Wednesday, April 1, 2015 at 7:30 pm with Council President Dave Rollo presiding over a Special Session of the Common Council.

COMMON COUNCIL
SPECIAL SESSION
April 1, 2015

Roll Call: Rollo, Ruff, Sandberg, Volan, Granger, Sturbaum, Neher, Spechler, Mayer
Absent: None

ROLL CALL

Council President Rollo gave the Agenda Summation

AGENDA SUMMATION

There were no reports scheduled to be presented at this meeting.

REPORTS

It was moved and seconded that Ordinance 15-06 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, noting that there was no committee recommendation on the item.

LEGISLATION FOR SECOND
READING AND RESOLUTIONS

It was moved and seconded that Ordinance 15-06 be adopted.

Ordinance 15-06 – To Amend Title 20 of the Bloomington Municipal Code Entitled “Unified Development Ordinance” (Amending Sections 20.05.110 & 20.05.111 Regarding Temporary Use and Structures)

Tom Micuda, Director of Planning and Transportation, said the ordinance was related to the food truck and push cart ordinance passed in the last week, and would make minor amendments to the Unified Development Ordinance to allow these vendors to operate on private property. He said current law required two permits, an itinerant license (Title 4) and a temporary use permit (Title 20) which required vendors to get two permits from two departments which the administration felt was onerous. He said this ordinance would transfer the review of temporary uses related to push carts and food vending to Title 4 only. He said the Planning and Transportation Department would still stay involved in the review of the site plan to look for blocked sidewalks, blocked fire lanes, handicapped parking or other disruptions as part of the process, but the actual process would be done by Economic and Sustainable Development. He said this proposal would also allow vendors to operate more than 15 consecutive days, and that provision would also be moved to Title 4.

Micuda explained the proposal would allow temporary use permits in two additional zoning districts and have those petitions reviewed by staff. They were currently either prohibited uses or uses which required a petition for a zoning variance.

Micuda also proposed a change in the sales period for farm products from 60 to 180 days, noting the old period was set in 1973.

Micuda said the current code allowed book buy-backs for 15 days once a year. He explained the proposal would allow this activity twice a year for seven consecutive days. He said this was reasonable and also would not require a petition for a zoning variance as in the past.

He concluded by stating that there were questions regarding food truck sales on private property after the previous food truck ordinance passed. He considered that portion of this proposal to be the most important part of the ordinance.

Spechler noted a small summertime farmer’s market near the eastside Bloomingfoods and asked if that required a permit. Micuda said that it was, most likely, treated as an accessory use of the grocery store. He offered to check to see if a permit was on file. Spechler said he had no objection, but wondered if a food truck would be allowed. Micuda said it would be, and clarified that the permission of the property owner would be required.

Rollo asked if there had been requests for farm products to be sold for longer periods than 180 days. Micuda said he hadn’t gotten any, but the issue might need to be revisited in the future. He said the 180 days per year would be a consecutive period, and something that would look

more like a permanent use would be taken through the process for obtaining a variance.

There were no public comments on this ordinance.

Council comments:

Volan noted he was supportive of this ordinance.

Spechler said he was proud of the city's ordinances regarding food trucks and said it encouraged the activity. He noted the profitability of the trucks was now actually up to the food truck owners.

The motion to adopt Ordinance 15-06 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Resolution 15-09 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, noting that there was no committee recommendation on the item.

It was moved and seconded that Resolution 15-09 be adopted.

Resolution 15-09 – To Endorse a Food Charter to Help Guide Community Decisions about Policies and Programs That Affect the Local Food System.

President Rollo read the Food Charter Resolution in its entirety into the record. Michael Simmons, past chair of the Bloomington Food Policy Council Steering Committee, said it was their first major policy initiative and read the goals of the Food Charter which he said set a framework for strategy and creation of a food action plan. He said the plan needed to be collaborative. He asked for the council's endorsement of the document and said the Food Charter would help reform the food system and create a secure food system for all.

Spechler asked about the reform of the system, and asked about the less obvious problems to achieving objectives. Simmons said that locally we produced a small quantity, less than 2%, of the food we consume in Bloomington. He said that during WWII, communities produced about 44% in gardens. He said local production would make a community more resilient against interruptions in food supply. He noted that the Federal Emergency Management Agency (FEMA) had recommended that communities be able to go several days without help in emergencies. He said lack of local production, lack of food reserves, sustainably produced food, and access to affordable and nutritious food that was 'culturally appropriate' was essential. He pointed out that the Food Charter was based on human rights rather than needs.

Rollo asked Stephanie Solomon, Director of Education and Outreach for Mother Hubbard's Cupboard, if there were a lot of people who grew their own food and donated part of it to their organization. Solomon noted food insecurity was growing in the community and that there had been a 42% growth in their services in 2013-2015. She stated there had been an increased interest in food preservation as well.

Rollo asked Simmons to name the best community models for food security. Simmons said Canadian provinces had done the most work to increase local food production in urban regions. He said Hanoi grew 80% of the food consumed in that urban area. He said these measures were needed in the face of climate change, increasing population and other threats to food supply.

Public Comments:

Jamie Scholl noted the adoption of the 2006 Peak Oil Resolution, the creation of the Peak Oil Task Force, the amendment of the Unified Development Ordinance (UDO) to add an urban agricultural component, the 2009 adoption of the Peak Oil Task Force Report, and the

Resolution 15-09 (cont'd)

modification of allowances for urban chicken farming. She said these actions pointed to the fact that it was past time to adopt a Food Charter. She said the City of Bloomington needed to lead in this realm. She noted that California, producers of half of fruits, vegetables and nuts for the nation, was experiencing severe water shortages. She said that strides were being made in agriculture so that some of these products could be produced in our zone. She noted that during her time in California an earthquake affected the food security of everyone. She said our food supply in such an emergency would only last three days. She said the changes of climate -- extreme weather events, flooding, drought, and extended heat waves -- lowered agricultural productivity. She said the food action plan that would arise from the adoption of the Food Charter would help eliminate redundancy and prepare for the future.

Amy Roche, chair of the Bloomington Community Orchard Board, read a letter that had been submitted to the council urging the adoption of the resolution endorsing the Food Charter. She added that the passage of this resolution sent a message that the government cared about citizens and was an inviting feature of government.

Angela Babb, graduate student and intern with the IU Office of Sustainability's Food Working Group, read the group's letter of endorsement for the resolution.

Megan Hutchison, farmer and member of the Food Policy Council, said she was speaking from the Local Grower's Guild's position of strengthening the local food economy in the region. She said they supported this policy that used practices that would protect the earth. She said they were encouraged by the statement of protecting agricultural lands in peri-urban areas. She added that as a farmer she liked the collaborative and focused nature of the policy.

Ryan Conway, while associated with several groups already mentioned, personally advocated for the Food Charter endorsement. He said in order to move the community forward from generally recognizing food security, climate change, economic shocks and community resilience to motivated actions, an ability to coordinate and implement was required. He said this Food Charter, a shared frame of reference, was that model.

Isabel Piedmont-Smith thanked the Food Policy Council for their work on the Food Charter and getting so many community groups to agree on it. She said that a food policy was a strange concept to some, but today it was needed for local production of food to counter the effects mentioned above. She expressed a hope for this to be a beginning for the community to work together for local sustainability. She asked for education in this matter and coordinated action led by the city government.

Council Comments:

Spechler said that California would not run out of water this year. He said farmers used most of the state's water for agriculture, and that they grew crops that could be grown more effectively and efficiently elsewhere in the world. He said the cheap price of water in the west was not something we could address. He said he wanted to hear more about local issues, local produce in grocery stores, easing restrictions so that people could grow more of their own food in their yards, community gardens in parks, and educational opportunities. He said the best action for food insecurity was personal action.

Granger noted it was past time for this action and was glad it was brought up at this time. She thanked the Food Policy Council for their work.

Volan noted his mother grew up in Sparta and said her family survived the occupation by keeping chickens. He said in the same time period people in Athens raided supermarket shelves, then ate family pets and then began killing each other because of food shortages. He said while civil unrest was not as likely as an earthquake, the food policy resolution brought up real problems for the community to face.

Volan said there were several people in the IU Geography department that studied food and food security. He said the issue tonight was the culmination of this study, and he was supportive of it.

Mayer thanked all the people who worked on the food charter. He noted the article in the day's HT and quoted Julio Alonso, Director of the Hoosier Hills Food Bank:

In April of 2014 Feeding America report showed that Monroe County 2012 food insecurity rate was 17.9% for about approximately 24,740 people. In the six county area the food bank services the rate of people without adequate or nutritious food was 22.4% which is higher than the state and national averages. That's 41,300 people including 10,900 children who are food insecure in our community.

Mayer said that was a staggering statement, and within Monroe County it would equal about 1 in every 3 people. He noted the Feed Our Future program of the Community Kitchen that included distributing food via Backpack Buddies Programs, After School Programs at the Boys and Girls Club, The Rise and Girls, Inc., and the Summer Breakfast Program. Mayer also noted that the Postal Workers were collecting food for the food bank on their home routes on May 9th and urged people to put out cans of food for the collection.

Sandberg noted that the Jack Hopkins Social Services Fund included provisions to highlight food security for low and moderate income residents. She applauded Mother Hubbard's Cupboard, Hoosier Hills Food Bank, and the Community Kitchen along with the South Central Community Action Program for their work in this area. She said Bloomington does a good job with these food issues.

Neher said that the legislation was about possibilities. He noted clients of Mother Hubbard's Cupboard and the Community Orchard were empowered to take ideas to reality. He said the Food Charter would give more possibilities to the community. He expressed his support.

Ruff said there were about 70,000 people in our community who were food secure and probably never thought too much about the food system in the community. He thanked the Food Policy Council and people who made the council and community more aware and food secure. He called it thankless work, and said in the long run everyone would benefit from this effort.

Rollo said the people who were present to support this legislation were inspiring to him, and that he looked forward to the next step, the Food Action Plan. He said this plan was important for a sustainable city. He noted social equity, environment and economy were all touched by food issues, and that this issue would be a glue for the community, regardless of faith or income status. He added this measure was good for the environment because it would shorten lines from the producer to consumer. He also noted that these types of programs enriched soil and created jobs, and money spent here would stay in the community.

The motion to adopt Resolution 15-09 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Resolution 15-11 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, noting that there was no committee recommendation on the item.

It was moved and seconded that Resolution 15-11 be adopted.

Resolution 15-11 OPPOSING ENACTMENT OF SENATE ENROLLED ACT 101 OTHERWISE KNOWN AS THE "RELIGIOUS FREEDOM RESTORATION ACT" (RFRA)

Rollo asked Neher to read the resolution. Neher gave context by noting the previous week, Governor Mike Pence announced that he would be signing the Religious Freedom Restoration Act in private. He read two clauses that would be entered into Indiana Code under the guise of this act.

He said that Section 7 of the IC would read:

As used in this chapter, person includes the following:

- 1) An individual
- 2) An organization, a religious society, a church, a body of communicants or a group organized and operated primarily for religious purposes.
- 3) A partnership, a limited liability company, a corporation, a company, a firm, a society, a joint stock company, an unincorporated association or other entity that:
 - a. May sue and be sued.
 - b. Exercises practices that are compelled or limited by a system of religious belief held by
 1. An individual
 2. The individuals who have control and substantial ownership of the entity regardless of whether the entity is organized and operated for profit or non-profit purposes.

He said a person, as in this case meaning a person as an individual, church, limited liability company etc.,

whose exercise of religion has been substantially burdened or likely to be substantially burdened by a violation of this chapter may assert the violation or impending violation of the claim or defense in a judicial or administrative proceeding regardless of whether the state of any other governmental entity is a part of the proceeding. (as read from Section 9)

He quoted NPR:

So in other words, while the federal law states that a person can sue the government for a grievance, Indiana makes a point stating that it doesn't matter if government is involved at all.

He noted that Apple, Angie's List, the cities of Seattle and San Francisco, Connecticut, Anthem, Dow AgroSciences, Emmis Communication, Eli Lilly, Indiana University Health, and Kittle's Furniture had all stated an opposition to RFRA. He noted that Governor Pence, in a nationally televised interview, repeatedly refused to answer whether or not RFRA would allow discrimination under Indiana Code.

Neher noted that there had been a promise of revision or clarification of this law. He said the proposed resolution stated that either of these measures was unacceptable. He said there were only two options: to repeal RFRA, or advance the cause of equality by resolution.

Neher then read the text of Resolution 15-11.

President Rollo called for public comment:

Isabel Piedmont-Smith said she was proud of the council for producing the resolution laying out such a clear statement in such a short period of time. She said she was proud to be a native of Bloomington, Indiana. She also said she was outraged at the state legislature and governor for putting through the poorly drafted, ill thought-out legislation which she said must be repealed. She thanked the council for preparing this statement.

Jack Khan said he was pleased with the resolution and said the council was courageous in making this statement. He thanked the council.

Melanie Davis said she heard Bloomington was a wonderful place before she moved to town six years ago. She said it was such a place, and expressed her pride in the council and the community for its celebration of diversity. She was pleased with the people's opposition to RFFA.

Jami Scholl, an employee of an IU Diversity Program, said she was pleased and touched to see that the council was supportive of all kinds of people that she had worked with in that program.

Gabe Coleman said he was awed by the council's message and agreed that it should be sent to the businesses that had made statements about the legislature's actions. He thanked the council.

CW Poole said he was supportive of the council's actions. He added that RFRA was not ill thought out, but rather a specific and purposeful statement of the intent of the state legislature. He said he was proud that Bloomington would be making this statement to the Governor.

Council comments:

Spechler congratulated Neher and other council members who drafted this resolution, which he called serious and competent. He added that it captured what the community thought of the general assembly's work. He said this type of action drove people away, and that the influence of rural Republicans still had influence in Indiana. He said this would pass and people would be valued for their contributions as citizens of the state. He hoped that the 'stain of Governor Pence and this legislature' would be forgotten, but added that it would take years to do so.

Volan said the only thing that surprised him was that it had been so many years since he voted for the ordinance that added 'gender identity' to the city Human Rights Ordinance. He said we accept everyone in Bloomington and that people here have trouble understanding why other people wouldn't do the same. He noted other cities around the state that had sexual orientation and gender identity as protected classes. Volan said that Indiana was the state of Madam CJ Walker, Booth Tarkington, Theodore Dreiser, Hoagy Carmichael, Wes Montgomery, and Kurt Vonnegut. He said that this resolution was also trying to reclaim the good name of our state, and he hoped it would help do that.

Susan Sandberg said she applauded the five Republican representatives who joined with Democrats to vote against RFRA. She said it had been a difficult week with the eyes of the nation on Indiana, but said that the state was filled with good people who were ready to become public servants without being beholden to money, lobbyists or the American Legislative Exchange Council (ALEC.) She said that only 28% of those registered voted in the last election. She said a minority of voters were making bad laws. She urged people to be a part of democracy and vote, to help undo the damage that had been done, change the face of the Indiana General Assembly, and find a replacement Governor.

Granger thanked Dan Sherman, Council Attorney/Administrator and Barbara McKinney, Human Rights Attorney for the city for their work.

Neher noted the expedited work of Sherman and McKinney in preparing this resolution. He said he had been in touch with a friend in Valparaiso who worked with their Republican mayor to put in a Human Rights Ordinance, and talked about a groundswell of support for this type of thing.

Mayer thanked Neher for his initiative in bringing this forward, and to President Rollo for making room on the agenda for the resolution. He

Resolution 15-11 (cont'd)

said he was thankful that the RFRA law was poorly drafted. He recalled that Governor Pence had made the statement that he wanted to put Indiana on the map, and added that, indeed, he had.

Ruff agreed with council statements on the horrible backwards act that was taken by the state.

He said Rev. Byron Bangert, longtime member of the Human Rights Commission, had sent an email of support for the resolution at 5:30 that day. Ruff read:

There should be a call to rescind the language that extends personhood to all kinds of corporate entities and businesses. This redefinition of personhood in Indiana law under this act is an extremely pernicious feature of Indiana's RFRA. It is the most subversive subterfuge of individual rights and freedoms echoing not just the Hobby Lobby decision but also the Citizen's United decision and worse, including a far more expansive version of these rulings in Indiana law. If opportunity allows, please consider amending the draft to call for rescinding the egregious move to make legal persons out of businesses and other corporate entities.

Ruff said that he wanted to bring this to everyone's attention. He said that things could be inserted and snuck into pieces of legislation that could be very important in their far reaching effects.

Sturbaum said he felt sorry for the haters and the fearful. He said love was a higher way that brought joy to the heart. He added that RFRA was bad politics, but even further, bad religion.

Rollo thanked Neher, and all council members, for their work on the resolution which he said came to the agenda quickly. He said it came quickly into the agenda. He said that RFRA had 'freedom' in the title, but it didn't promote freedom, but rather promoted bigotry and prejudice. He said we should work to repeal it, and noted Poole's comment that RFRA focused on discrimination at its core. He said he was actually happy to see severe economic pressure on the state for RFRA.

Resolution 15-11 received a roll call vote of Ayes: 9, Nays: 0.

Dan Sherman, Council Attorney/Administrator, noted that the council schedule may need to be modified to add a Committee of the Whole meeting after the Regular Session of April 22, 2015. The motion received a roll call vote of Ayes: 9, Nays: 0.

COUNCIL SCHEDULE

The meeting was adjourned at 9:20 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Dave Rollo, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington

In the Council Chambers of the Showers City Hall on Wednesday, April 22, 2015 at 7:30 pm with Council President Dave Rollo presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
April 22, 2015

Roll Call: Rollo, Ruff, Sandberg, Sturbaum, Neher, Spechler, Mayer
Absent: Granger, Volan

ROLL CALL

Council President Rollo gave the Agenda Summation

AGENDA SUMMATION

There were no minutes to be approved at this meeting.

APPROVAL OF MINUTES

Andy Ruff read a letter from the Bloomington Environmental Resource Advisory Council regarding the cull of deer at the Griffy Lake Nature Preserve. ERAC noted the health of Griffy had been their priority since 2008 and this was an important issue in preservation of the park. (Attached to these minutes.) He noted that if the deer cull was not held because there were actually no deer, it would be the case in the future as well. He said there was no reason to be concerned if that happened. For those who were still concerned, he noted he would continue to uphold the policy to reduce the herd to a more natural level that would allow the whole ecosystem to sustain itself at a healthy balance.

REPORTS

- COUNCIL MEMBERS

Marty Spechler noted the day as the 67th birthday of the Democratic State of Israel. He said President Truman was the first to acknowledge the independent Jewish State of Israel. He said the country had grown and prospered, was multilingual, multiethnic and vigorously contesting its future.

Chris Sturbaum read the following statement:

I wish to be excused from voting, deliberating, or taking action on Resolution 15-13 as provided for under our code. I am President of the Board of the Farmer House Museum. The Museum and Petitioner, as owners of adjacent properties, have worked together on aspects of this project and the Petitioner has agreed to help with some fund-raising. Rather than raise the appearance of impropriety, I am declaring this relationship under BMC 2.04.150, and intend to remove myself from these deliberations.

Because the Sturbaum recusal was covered under local code, there was no need for a vote of acceptance on his statement.

Dave Rollo announced the Letter Carrier's Food Drive would take place on May 9th, a Saturday. He said that letter carriers would pick up donated food for the Hoosier Hills Food Bank on that day. He noted that April 22nd was Earth Day, and said he actually remembered the very first Earth Day from his grade school days where they picked up trash in neighborhoods. He noted the climate crisis, water crisis and species extinction, adding that we had lost half of the world's wildlife in the last 40 years. He said he was still optimistic because there was an awakening consciousness. He noted that the Eco Awards were being presented to school children on Saturday, 10:00am. Rollo said he would be handing out those awards with the Environmental Commission as a sponsor.

Danise Alano-Martin, Director of the Department of Economic and Sustainable Development and member of the advisory committee of Lemonade Day, showed a video about young entrepreneurship with Lemonade Day, and told of the history of Lemonade Day in Bloomington. She noted that last year over 400 kids participated and introduced Jeff Baldwin, Executive Director of the Boys and Girls Club.

- The MAYOR AND CITY OFFICES

Lemonade Day

Baldwin spoke of the May 2nd Lemonade Day and its impact on young kids who work with mentors, develop a business plan, negotiate loans if needed, and thanked the council for their support. They passed out buttons that showed support for Lemonade Day.

Alano-Martin made special note that the Board of Public Works had granted blanket approval for all Lemonade Day stands to operate in the public right-of-way on May 2.

There were no reports from council committees at this meeting.

- COUNCIL COMMITTEES

Daniel McMullen spoke about biking on the roads with relation to pot holes and bike lanes.

- PUBLIC

Tonia Matthew read a portion of *Dreams Before Waking* by Adrienne Rich in honor of National Poetry Month and provided copies of the whole poem for council members.

Marc Haggerty talked about Indiana University as a local college and also as a corporation that took over the hospital and made decisions far from the city and its residents. He expounded on social ills in Bloomington.

There were no appointments to Boards or Commissions at this meeting.

APPOINTMENTS TO BOARDS AND COMMISSIONS

It was moved and seconded that Ordinance 15-07 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Do Pass committee recommendation of 4-0-5. It was moved and seconded that Ordinance 15-07 be adopted.

LEGISLATION FOR SECOND READING AND RESOLUTIONS

Ordinance 15-07 - To Amend the Planned Unit Development District Ordinance and Preliminary Plan to Revise the Approved List of Uses Within the Shortstop Food Mart Planned Unit Development (PUD) - Re: 901 N. Smith Road (Eastside Investments, LLC, Petitioner)

Patrick Shay, Development Services Manager in the Department of Planning and Transportation, noted that this ordinance would amend the approved list of uses originally approved in 1982 for this property's PUD. He said the petitioner would like to include a 'restaurant' use for this PUD. He said Staff added the Commercial Limited (CL) uses to the PUD. He said this category was intended for 'neighborhood activity zones,' and added that all the uses listed under that designation would be appropriate for this area.

He said most of the discussion was centered on smoke for the BBQ portion of the use. He said this actually was a broader and separate issue than just this petitioner's request. Shay said that this change might reduce the amount of smoke emanating from the site, but certainly would not increase it. He noted the petitioner would be willing to purchase an indoor smoker by the end of the year and might be willing to not add any grills over the 4-5 that they used at this time.

Shay said that a denial of this petition would not remove smoke from this site, but would allow the existing accessory uses to continue on the site, which included the BBQ.

Chris Smith, the petitioner, said he would answer any questions the council had.

Sturbaum wanted to know if Smith had additional conversations with adjoining property owners. Smith said he would do that after the process was finished, but didn't want any discussions or attempts to work with neighbors to be codified in this petition.

Spechler noted that Mr. West, the neighbor mentioned above, told him that Smith did not have time to discuss the issue. He asked Smith when he would talk with West about his concerns regarding alleviating smoke throughout the week's cooking. Smith said he had traded emails with West, but stopped communicating with him when the council was copied on the conversations. He said he stopped his part of the conversation at that point, but told Mr. West after the council meeting the previous week, that after the process had finished, he would be willing to talk with him about and alleviate his concerns. He reiterated

again, he didn't want that conversation to be part of the process of this PUD amendment. Smith said, in answer to a question from Spechler that he didn't want to make a public commitment one way or another, but hoped to speak with West within five days.

Rollo noted that Shay said a denial of this ordinance would not remove the previous uses of the site or the smoke as a consequence of that use. He asked if the expansion of the facility would increase production and thus the smoke. Shay said he understood that there would be additional catering off site, and the preparation and smoke would change very little from the 2 hours for 3 or 4 days per week. He said the expansion would actually change where people would sit and how often they would come to the restaurant. He said Smith planned remodeling of the store whether or not this petition was approved.

Smith said the operations were variable, and clarified that the grills were fired with natural lump charcoal and lit with a propane torch. He said he didn't use lighter fluid or briquettes. He said the wood portion of the process occurred within the first two hours and the smoke was present only during that time. He noted that he didn't use as much wood as he did three years ago as he had modified the technique over time. He said there was no hard fact about increase or decrease of smoke, but he had already decreased in the last two years and he noted that with the addition of an indoor smoker, he wanted to continue to evolve that process. He said his goal was not to be a restaurant with 100 seats, but to be a neighborhood serving convenience store and serve good food as well. He said he understood the Wests' issue, would work with them, and had the ability to be flexible with his process.

Rollo asked for specifics. Smith said the grills were lit 3-4 days a week. Rollo asked, with increased indoor seating, if the smokers would run additional days. Smith said no because the technique was more efficient now, the management of catering was more efficient, and the grills were fired less and were more full when fired.

Rollo asked about Smith's employment practices, employees and their histories. Smith said he had reached out to organizations with special needs kids from 18-25 years old and employed one as a dishwasher. He added that he employed people from the drug court when allowed, and had also included people who had been incarcerated, but was more careful with those hirings. He said he worked to help people, retrain them, and get them the help they need. He also mentioned he offered a dental plan with employment.

Spechler asked Smith if, with the expansion of the restaurant, he would be cooking outside six or seven days a week. Smith said it was theoretically possible, but that action would produce more food than he would need. He said taking advantage of full capacity of all his grills, he could smoke 5000 pounds of meat at one time. He committed to not buying another trailer grill, and said his next purchase would be an indoor smoker with a hood.

Spechler said that success of the venture would cause the scenario he described above. He asked Shay why he did not consider the effect of smoke and increased operation of the restaurant on the neighbor.

Shay said the concern was raised. He said the city had smoking rules, but the petition was about the indoor seating. He added that it was appropriate for the PUD and added uses. He said that the portion of the code that regulated smoke was the appropriate place to address any changes in the allowance of smoke.

Spechler asked if there was consideration of extra-normal effects of a particular PUD on its neighbors. Shay said there was. He said it would be a more applicable question if an approval or denial would make a difference between no smoke and the smoke that already existed. He

said the smoke existing now would still be there, and it would still be allowed under code, even to more of an extent than occurring now.

Spechler asked if Shay or any member of the Plan Commission actually visited the site during operation of the smokers. Shay said he had, and would be surprised if there hadn't been Plan Commission members there during the time, but didn't know for sure.

Ruff asked about the remark of the restaurant growing into a large scale restaurant. He asked if that would be allowed at all since the restaurant part was just an accessory use to the convenience store primary use. Shay said that the argument could be made that adding indoor seating would not change the use, because they already served take-out food. He said the original use did not include a restaurant with seats -- it was carryout pizza. He noted that the proposed use went over that threshold and actually took the most conservative approach to that use. He said there was no code classification of 'restaurants with smoke' or 'restaurants without smoke,' there were just restaurants, and this was the use requested. He noted that this proposal was still an accessory to what the petitioner did at that site.

Ruff asked Smith if the commitment to purchase indoor smoking equipment planned by the end of the year would be just as firm if the petition was denied. Smith said the indoor smoker had been in the plan for some time, even before he knew of his neighbor's issue.

Public comment:

Hank West noted that there were student ecology projects about air pollution displayed in the hallway outside the council chambers, and that it created an interesting juxtaposition with the discussion inside the chambers.

He said he originally understood there would be two meetings of the Plan Commission on the PUD issue. He couldn't attend the first one and thought he'd have another chance to speak to the issue. He noted that because he was not there to speak against the proposal, the Plan Commission voted for approval because there was no remonstrations against the plan. He said he was caught off guard.

West said he really understood that there were two separate issues. He noted that he worked and lived at the property and it was an issue for him all the time. He said the problem was that a denial of the petition would not take away the smoke from the cookers, and might actually increase it if more cookers were added. He said that without an amendment to this proposal, he would still have to deal with smoke. He asked what would happen if every new restaurant had a smoker, or used an outdoor grill.

West said that Bloomington was one of the first smoke-free cities in the state and he was surprised that in this issue of smoke, people were acting like it wasn't smoke with toxins that could damage lungs. He said the city of Austin, Texas, a BBQ capital, changed their city ordinance to not allow smokers within a hundred feet of another person's residence. He said that cooking would be done outside the city limits and trucked into the eating areas. West asked the council to look at smoke and fire issues in general to require hoods and scrubbers.

Daniel McMullen said that the problem was not the smoke but the control of the smoke. He said the pollutants needed to be addressed.

Rollo asked Shay to clarify that the change was a permitted use under Commercial Limited zoning. He noted that when the original PUD had been granted, it had demonstrated a public good as required. He asked if an amendment had to do the same. Shay said that was correct.

Rollo asked about permitting of open burning, asking if it was different at home with a grill than for commercial use. He asked Shay if

this was an oversight of the code. Shay said he didn't think this PUD would fall under the open burning section of the code. He said that these were enclosed grills which contained the flame and sparks. Rollo noted the systems did not contain particulate smoke.

Ruff asked if the city had looked at other communities to see about what they regulate in regards to open burning, and if there were similar exceptions. Shay said most city ordinances were the same, didn't have much to do with BBQ grills but dealt with smoke from wood stoves. Ruff asked if the Austin ordinance was more about buffering than the actual activity of burning. Shay said that it was a very recent change and that the impact had not yet been determined.

Rollo asked Dan Sherman, Council Attorney/Administrator if greater stringency than the Indiana Department of Environmental Management (IDEM) requirements in smoke particulate emissions were allowable in our code under home rule. Sherman said that if the council wanted to regulate burning and smoke, it would need approval from the state fire and safety commissions. Sherman said the process could be started at a local level, but the outcome was an unknown.

Council comments:

Spechler said there were two legitimate interests in this issue. He said the lack of regulations should not color the issue, particularly because it would take a long time to create legislation for regulating smoke. He added that he felt that Smith didn't know what kind of equipment he really needed, that Smith had been evasive about his commitments and hadn't had enough conversation with the Wests. He proposed a 'compromise' and said he would vote against the ordinance, but would invite Smith to resubmit his PUD proposal when the council could be assured that the proper equipment to alleviate smoke to a reasonable degree would be installed. He said he would vote for it at that time. He said the Plan Commission didn't pay attention to health issues in their deliberation. He said compromises were the way of the world, and public health was more important to him than commercial profit and the approval of this petition.

Ruff agreed with Spechler that the right thing to do was to address the petition in terms of quality of life of the long term residents. He said there was no reason to believe that voting 'no' on this proposal would achieve that aim. He said denying the petition would not reduce smoke and particulates. He added that he did find it ironic that the first smoke free city had this to deal with now. He said the smoke issue would be a difficult problem to address, especially when local governments were hampered by state law. He hoped that a way could be found to address smoke particulate issues on a larger scale as it could become a problem that affected more people.

Sturbaum said that regional centers with commercial and residential interests close to each other were a 'collision of interests.' He said outdoor smoke regulations would need to be developed in the future, and the council should have it on their 'to do' list. He said the growth of this business was responsible, and believed that over time the smoke would be diminished.

Mayer noted that this business owner wanted to expand his business for longevity. He noted, too, that however this issue would be decided, it would not terminate the use of food smokers. He said that he heard from Smith a verbal commitment to seek a solution to the issue in the near future, and that Spechler's compromise failed to recognize that Smith would have to submit another application, with associated fees, hearings

and time. He said that was not a good compromise situation. He said that the control of smoke and cookers should be examined in the future, not at this point.

Sandberg said she heard a reasonable commitment to solve the issue between the parties and she had faith it would occur. She noted that the particulate and smoke issue could not be solved at this meeting. She said she would support the petition but noted that there needed to be more attention to the smoke and health issue and hoped to study it in the near future.

Neher said that Ruff outlined the issue well. He noted other cities' legislation focused on restaurants, not just mobile cooking. He noted the focus, also, on installation of diffusers, addressing smoke and particulates, grease vapors, distance from residences, and restrictions of hours of smoking. He said that some restaurants in Austin smoked food for 12-15 hours a day, we might see more of that here. He said this may be an issue that intersects with food trucks as they move around the city.

Rollo said that the issue was a difficult one. He noted the decision to allow take-out, carry-out pizza, did not include a foreshadowing of this – noxious emissions leaving the site created by the smokers. He said because the original PUD was a neighborhood activity center, the first amendment to the PUD that granted the permission of take-out use addressed the issue of a demonstrated public good.

He said he would like to pursue greater stringency for a smoke emission ordinance, but had little hope that it would be granted in a state that was, for the most part, opposed to greater regulation. He said it was uncertain that this would be able to be 'taken care of later.'

Rollo said because he heard the petitioner say the change in the PUD could cause smoking of food to increase from three or four days a week to six or seven days, he could not vote in favor of this petition of amendment. He said he could not vote for an increase in smoke emissions.

Ruff said that he did not feel, as Rollo noted, that there would be a doubling or significant increase of emissions and smoke from this change in PUD. He said his understanding was that the increase in activity might have happened due to increase in demand for the product, whether or not there was additional seating.

Ordinance 15-07 received a roll call vote of Ayes: 5, Nays: 2 (Rollo, Spechler)

There was no public comment at this portion of the meeting.

PUBLIC COMMENT

Dan Sherman, Council Attorney/Administrator, noted that there was an Internal Work Session scheduled for Friday April 24, 2015. He listed items for discussion. Five council members noted they would be available to attend.

COUNCIL SCHEDULE

Rollo announced that there was no council meeting scheduled for the following week.

The meeting was adjourned at 9:17 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Dave Rollo, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington

In the Council Chambers of the Showers City Hall on Wednesday, June 3, 2015 at 7:30 pm with Council President Dave Rollo presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
June 3, 2015

Roll Call: Rollo, Sandberg, Granger, Sturbaum, Neher, Ruff, Volan, Mayer
Absent: Spechler

ROLL CALL

Council President Rollo gave the Agenda Summation

AGENDA SUMMATION

It was moved and seconded that the minutes from March 4, 2015 be approved.

APPROVAL OF MINUTES

The minutes were approved by a voice vote.

REPORTS

Steve Volan noted he had just returned from a Washington DC conference entitled the International Town Gown Association. He promised a full report in the future.

- COUNCIL MEMBERS

Susan Sandberg announced that she and Chris Sturbaum were working on a Study Group on Affordable Housing and were having an open house on Saturday, June 6th from 9-noon in the Council Chambers. She invited the public to meet them and the others who had been studying this issue. She said the event would be the beginning of the outreach and opportunities for public input about affordable housing.

Darryl Neher announced that the Citizen's Academy program was ready for applications at this time. He noted this was an excellent opportunity for those who want to learn how the city works, and noted the web site and program facilitator for the program.

Dorothy Granger noted the "task of the month" for the Monroe County Energy Challenge was to wash clothes in cold water and air dry clothes. She noted flyers and offered them to audience members.

Tim Mayer noted that he and his wife, Sue, had celebrated their 53rd wedding anniversary on June 1st. Applause, applause.

There were no reports at this meeting.

- The MAYOR AND CITY OFFICES
- COUNCIL COMMITTEES

There were no reports from council committees at this meeting.

- PUBLIC

Ann Kreilkamp, Green Acres Neighborhood Association and garden organizer for that neighborhood, spoke to the council about the Trans Pacific Partnership legislation moving through the Congress. She pointed out that the law allowed an especially distasteful ability for corporations to sue above the privy of the local, state and federal laws. She invited the council members to visit the website of the Alliance for Democracy, passed out sample legislation from the Alliance, and asked the council to consider joining other cities in calling for a fair trade zone, and not a free trade zone. She said this actually was pertinent to local government, and that the issue had a local affect all over the world.

Daniel McMullen spoke of standing for locality and the Trade Promotion Authority bill in the congress and Speaker Boehner's advocacy for it.

Kay Bull spoke of her experiences bicycling. She noted people not driving well, putting bikers and animals at peril. She called for more policing of drivers, especially those who talk on cell phones while driving.

Cheryl Underwood spoke of her experiences with rental property and her unsatisfactory interactions with the Housing and Neighborhood Development Department and the Board of Housing Quality Appeals. She also noted that Planning and Legal departments were problematic with her case. She asked for the city council members to hold these departments and

employees accountable for their actions with regards to her property's status and requests for additional time for painting her rental house.

Melissa Myers continued Underwood's case regarding her issue. She questioned the recommendation of denial before her BHQA hearing regarding this issue. She added that Underwood was still in litigation regarding rezoning of several properties, and would like that rectified.

It was moved and seconded that Nicolas Kappas be appointed to the Environmental Commission.
The appointment was approved by a voice vote.

APPOINTMENTS TO BOARDS AND COMMISSIONS

It was moved and seconded that Ordinance 15-14 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0.

LEGISLATION FOR SECOND READING AND RESOLUTIONS

It was moved and seconded that Ordinance 15-14 be adopted.

Ordinance 15-14 - To Amend Title 2 of the Bloomington Municipal Code, Entitled "Administration and Personnel" - Re: Amending BMC 2.18.050, Regarding the Rules and Bylaws for the Bloomington Redevelopment Commission, to Codify Certain Existing Internal Financial Controls

Jeff Underwood, City Controller, noted the extensive discussion during the committee hearing on the legislation. He followed up on a question regarding practices of other cities and towns, noting that Lisa Abbott, HAND Director, was president of the Redevelopment Association of Indiana. He noted that the city of Bloomington was actually on the forefront of this issue. He said that association worked with the legislature to consolidate and streamline the reporting regarding redevelopment issues.

Rollo noted the work session on this issue was held and an extensive discussion was held. There was no public comment on this issue.

Mayer thanked Underwood for his work and noted that it had been reported in the paper that he was already briefing the Commission.

Granger noted her appreciation for Underwood's work and thought the ordinance was a good policy for transparency in government.

Rollo said he appreciated the administration's attention to this issue, and thanked Underwood. He noted that financial controls had been in place for over a year, and appreciated the diligence and attention to TIF funding.

Ordinance 15-14 received a roll call vote of Ayes: 7, Nays: 0. Sturbaum was out of the room.

There was no legislation to be introduced at this session.

LEGISLATION FOR FIRST READING

There was no public comment at this portion of the meeting.

PUBLIC COMMENT

Dan Sherman, Council Attorney/Administrator, noted that there was an Internal Work Session scheduled for Friday, June 5, 2015. He relayed possible topics and asked how many council members would be present for the noon meeting.

COUNCIL SCHEDULE

On suggestion of Sherman, it was moved and seconded to cancel the Committee of the Whole scheduled for June 10, 2015. The motion was approved by a voice vote.

The meeting was adjourned at 8:15 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Dave Rollo, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington