

**City of Bloomington
Common Council**

LEGISLATIVE PACKET

Meetings for the Week of 14-18 September 2020

Wednesday, 16 September 2020

Regular Session

6:30 PM

- For legislation and background materials on:
 - Ordinance 20-15 – please view the [02 September packet](#)
 - Ordinance 20-16 – please view the [09 September packet addendum](#)
 - Resolution 20-13 – please view the [09 September packet](#)

**Please see the notes on the [Agenda](#) addressing public meetings during the public health emergency
For a schedule of upcoming meetings of the Council and the City's boards and commissions, please consult the City's [Calendar](#).*



Legislative Packet Memo – from Council Office

Materials pertaining to the week of September 14 - 18

AGENDAS & NOTICES FOR MEETINGS OF SEPT 14 – 18

- Common Council Regular Session – Agenda and Notice
 - Wednesday, September 16, 2020 at 6:30 pm, accessible via:
<https://bloomington.zoom.us/j/97122806373?pwd=a2lXZnhwTFIxbEx4emVXcUJQS0txdz09>

LEGISLATION FOR SECOND READING AND RESOLUTIONS - WEEK OF SEPT 14 - 18

- **Ordinance 20-15** – To Rezone a 19.73 Acre Property from Employment (EM) to Residential Estate (RE) - Re: 2300 W. Tapp Road (Duncan Campbell, Petitioner)

→ Please see the [Council Legislative Packet issued for the week of August 31- September 4](#) for the above legislation, background material, and summary.

→ Contact: Ryan Robling, robtingr@bloomington.in.gov, 812-349-3423

The Council Land Use Committee met on September 9, 2020 to consider this ordinance. The committee do pass recommendation received a vote of 4-0. A signed report from the Committee on this item will be distributed in advance of the September 16 Regular Session.

- **Ordinance 20-16** – To Establish the Sustainable Development Non-Reverting Fund and To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” (Adding Chapter 2.35 Entitled “Sustainable Development Fund Advisory Commission”)

→ Please see the [Council Legislative Packet Addendum issued on September 9, 2020](#) for the above legislation.

→ Contact: Cm. Matt Flaherty, matt.flaherty@bloomington.in.gov, 812-349-3409

This ordinance was distributed in a Packet Addendum on September 9, 2020 in advance of that evening’s Special Session of the Council. It was introduced for first reading on September 9 and will be considered under second reading during the Regular Session on September 16.

The ordinance would 1) establish a non-reverting Sustainable Development Fund and 2) amend Title 2 of the Bloomington Municipal Code to create a Sustainable Development Fund Advisory Commission. The ordinance would only take effect upon the passage of an



economic development income tax (“EDIT”) rate under Indiana Code § 6-3.6-6-4 by the Monroe County Tax Council (proposed by Resolution 20-13 and currently the subject of council consideration).

Establishment of Sustainable Development Fund

Sections 1-5 of the ordinance pertain to a new Sustainable Development Fund (“Fund”) that would be created with the passage of Ordinance 20-16. The Fund would receive revenue from an EDIT to be used for any of [the purposes listed under state law as permissible](#).¹ The ordinance states that before the Council may adopt legislation requiring the expenditure of EDIT revenue, it must first receive a written recommendation from a Sustainable Development Fund Advisory Commission (“Commission”) (discussed below) on the proposed expenditure. Note that this would not require the *approval* of such a body, but rather a recommendation on the proposed expenditure.

Creation of Sustainable Development Fund Advisory Commission

Section 6 of the ordinance would add a new Chapter 2.35 entitled “Sustainable Development Fund Advisory Commission” to the Bloomington Municipal Code.

- A new BMC 2.35.010 would establish a Sustainable Development Fund Advisory Commission and provides that its purpose would be to make recommendations on appropriations from the Fund while also evaluating the effectiveness of expenditures in achieving adopted city goals.
- A new BMC 2.35.020 details the membership of the Commission.
- A new BMC 2.35.030 lists the qualifications for citizen appointments to the Commission, who at a minimum must be eighteen years of age, reside in the city, and have a demonstrated commitment to furthering the goals of various adopted city plans.
- A new BMC 2.35.040 details the terms appointees would serve on the Commission.
- A new BMC 2.35.050 addresses the powers and duties of the Commission, including:
 - how the Commission would form funding priorities and recommendations;
 - how the Commission would report on its activities; and
 - how the Commission’s activities will be accessible to the public.

¹ IC § 6-3.6-10-2



City of Bloomington Indiana

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Office of the Common Council | (812) 349-3409 | Fax: (812) 349-3570 | email: council@bloomington.in.gov

- **Resolution 20-13** - Resolution Proposing An Ordinance To Modify The Monroe County Local Income Tax Rate, Allocate The Additional Revenues To Economic Development And Cast Votes In Favor Of The Ordinance

→ Please see the [Council Legislative Packet issued for the week of September 7- September 11](#) for the above legislation, background material, and summary.

→ Contact: Mayor John Hamilton, mayor@bloomington.in.gov, 812-349-3406
Jeff Underwood, underwoj@bloomington.in.gov, 812-349-3412
Philippa Guthrie, guthriep@bloomington.in.gov, 812-349-3426

This resolution was discussed at the September 9 Special Session. Please note that the September 16 Regular Session will serve as the advertised public hearing on this resolution, pursuant to Indiana Code § 6-3.6-3-7.

**NOTICE AND AGENDA
THE BLOOMINGTON COMMON COUNCIL**

**REGULAR SESSION
WEDNESDAY, 16 SEPTEMBER 2020 AT 6:30 PM**

Per Executive Orders issued by the Governor, this meeting will be conducted electronically. The public may access the meeting at the following link:

<https://bloomington.zoom.us/j/97122806373?pwd=a2lXZnhwTFIxEx4emVXcUJQS0txdz09>

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES (none)

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

- 1. Councilmembers**
- 2. The Mayor and City Offices**
- 3. Council Committees**
- 4. Public***

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

1. [Ordinance 20-15](#) - To Rezone a 19.73 Acre Property from Employment (Em) to Residential Estate (Re) - Re: 2300 W. Tapp Road (Duncan Campbell, Petitioner)
2. [Ordinance 20-16](#) – To Establish the Sustainable Development Non-Reverting Fund and To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” (Adding Chapter 2.35 Entitled “Sustainable Development Fund Advisory Commission”)
3. [Resolution 20-13](#) – Resolution Proposing an Ordinance to Modify the Monroe County Local Income Tax Rate, Allocate the Additional Revenues to Economic Development and Cast Votes in Favor of the Ordinance

VII. LEGISLATION FOR FIRST READING AND RESOLUTIONS

None

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 public comment 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.*

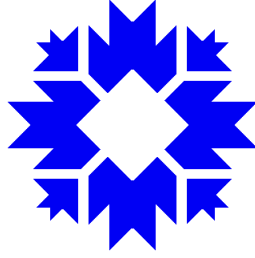
Statement on public meetings during public health emergency:

As a result of Executive Orders issued by the Governor, the Council and its committees may adjust normal meeting procedures to adhere to guidance provided by state officials. These adjustments may include:

- allowing members of the Council or its committees to participate in meetings electronically;*
- posting notices and agendas for meetings solely by electronic means;*
- using electronic meeting platforms to allow for remote public attendance and participation (when possible);*
- encouraging the public to watch meetings via Community Access Television Services broadcast or livestream, and encouraging remote submissions of public comment (via email, to council@bloomington.in.gov).*

Please check <https://bloomington.in.gov/council> for the most up-to-date information about how the public can access Council meetings during the public health emergency.

Posted: 11 September 2020



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

NOTICE

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Regular Session

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As a quorum of the Council or its committees may be present, this gathering constitutes a meeting under the Indiana Open Door Law (I.C. § 5-14-1.5). For that reason, this statement provides notice that this meeting will occur and is open for the public to attend, observe, and record what transpires.

Posted: Friday, 11 September 2020