

City of Bloomington Common Council

Legislative Packet

***Containing materials for meetings for the week of
02 – 06 November 2020***

Wednesday, 04 November 2020

Regular Session

6:30 PM

**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 November 2 – November 6

AGENDAS & NOTICES FOR MEETINGS OF NOVEMBER 2 - 6

- Common Council Regular Session – Agenda and Notice
 - Wednesday, November 4, 2020 at 6:30 pm, accessible via:
<https://bloomington.zoom.us/j/99362505193?pwd=UVJacTBjOEJYTHBXMnhtcFMweEdGUT09>

MINUTES FOR APPROVAL AT REGULAR SESSION – NOVEMBER 4

- October 10, 2019 | November 6, 2019 | December 11, 2019 | December 18, 2019

LEGISLATION AND MATERIALS FOR SECOND READINGS AND RESOLUTIONS - WEEK OF NOVEMBER 2-6

- **Ordinance 20-26** – An Ordinance Authorizing the Acquisition, Construction and Installation by the City of Bloomington, Indiana, of Certain Extensions and Improvements to the City’s Sewage Works Utility, the Issuance and Sale of Revenue bonds to Provide Funds for the Payment of the Costs thereof, and the Collection, Segregation and Distribution of the Revenues of such Sewage Works and Other Related Matters.
 - Please see the weekly Council Legislative Packet issued [21 October 2020 Common Council Regular Session](#) for the above legislation, material, and summary.
 - A Utilities and Sanitation Committee report on this item is forthcoming.

→ Contact: Vic Kelson, Utilities Director, kelsonv@bloomington.in.gov, 812-349-3650

→ Contact: Chris Wheeler, Assistant City Attorney, wheelech@bloomington.in.gov, 812-349-3426
- **Ordinance 20-27** – To Amend Title 10 of the Bloomington Municipal Code Entitled “Wastewater.”
 - Please see the weekly Council Legislative Packet issued [21 October 2020 Common Council Regular Session](#) for the above legislation, material, and summary.
 - A Utilities and Sanitation Committee report on this item is forthcoming.

→ Contact: Vic Kelson, Utilities Director, kelsonv@bloomington.in.gov, 812-349-3650

→ Contact: Chris Wheeler, Assistant City Attorney, wheelech@bloomington.in.gov, 812-349-3426



- **Ordinance 20-21** – To Amend Title 12 (“Streets, Sidewalks, and Storm Sewers”) and Title 17 (“Constructions Regulations”) of the Bloomington Municipal Code. Re: Deleting Chapter 12.08 (Excavations) and Replacing it with Chapter 12.08 (Use of the Right of Way) and Adding a New Chapter 12.10 (Enforcement and Penalties) and Deleting Three Sections of Chapter 12.04 (General Regulations) and Revising One Section of Chapter 17.08 (Administration and Enforcement).
 - Please see the weekly Council Legislative Packet issued [07 October 2020 Common Council Regular Session](#) for the above legislation, material, and summary.
 - Amendment 01 to Ord 20-21 is contained herein
 - Amendment 02 to Ord 20-21 is contained herein
 - A Transportation Committee report on this item is forthcoming.

→ Contact: Sara Gomez, gomezs@bloomington.in.gov, 812-349-3423

→ Contact: Neil Kopper, koppern@bloomington.in.gov, 812-349-3423
- **Ordinance 20-18** – To Amend Title 15 of the Bloomington Municipal Code Entitled “Vehicles and Traffic” Re: amending Chapters 15.12.010 (Stop Intersections) to add several stop signs; 12.15.030 (Pedestrian Hybrid Beacon Signals) to add a hybrid beacon signal; 15.32.080 (No Parking Zones) to add several no parking zones; 15.32.100 (Loading Zones) to delete several loading zones; 15.32.100 (Loading Zones) to add a loading zone; 15.37.020 (Applicability) to delete several streets from Zone 8; and 15.37.050 (Fees) to add provision about the timing of permit sales.
 - Please see the weekly Council Legislative Packet issued [21 October 2020 Common Council Regular Session](#) for the above legislation, material, and summary.
 - Amendment 01 to Ord 20-18 is contained herein
 - A Transportation Committee report on this item is forthcoming.

→ Contact: Amir Farshchi, farshchs@bloomington.in.gov, 812-349-3423

LEGISLATION AND MATERIALS FOR FIRST READINGS - WEEK OF NOVEMBER 2-6

- **Ordinance 20-31** – To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” (Inserting Chapter 2.35 Establishing the Department of Engineering and Amending Chapter 2.14 titled Planning and Transportation Department).
 - Memo from Administration

→ Contact: Philippa Guthrie, guthriep@bloomington.in.gov, 812-349-3426



- **Appropriation Ordinance 20-07** – To Specially Appropriate from the General Fund, Enhanced Access Fund, Solid Waste Fund, Risk Management Fund, and the Rental Inspection Program Fund Expenditures Not Otherwise Appropriated (Appropriating Various Transfers of Funds within the Public Safety, Telecommunication Fund, Alternative Transportation Fund, Parking Meter Fund, Cumulative Capital Development Fund, Fleet Maintenance Fund, Police Pension Fund, and Appropriating Additional Funds from the General Fund, Rental Inspection Fund, Solid Waste Fund, and the Risk Management Fund)

- Memo from Controller forthcoming

→ Contact: Jeff Underwood, underwoj@bloomington.in.gov, 812-349-3412

SUMMARIES OF NEW LEGISLATION

- **Ordinance 20-31** To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel” (Inserting Chapter 2.35 Establishing the Department of Engineering and Amending Chapter 2.14 titled Planning and Transportation Department)

Ord 20-31 establishes a new Department of Engineering within the executive branch and makes associated changes to the Bloomington Municipal Code.

In regard to the establishment of new city departments, Indiana Code 36-4-9-4(a) provides that, “[t]he city legislative body shall, by ordinance passed upon the recommendation of the city executive, establish the executive departments that it considers necessary to efficiently perform the administrative functions required to fulfill the needs of the city’s citizens.” This statute lists six specific departments that may be established, but also states that “[a]ny other department considered necessary” may be established.

The proposal to establish a Department of Engineering follows a recommendation by the Novak Consulting Group Organizational Assessment (OA) that was conducted in 2018. The OA sets forth that, while there is no universal best practice for locating engineering functions, it is important to recognize the City Engineer’s strategic leadership role in project management, current development, and long-range planning. Given the scope and responsibility of the City Engineer’s role and the fact that the position is a Mayoral appointment, the OA argues it is appropriate to create an independent Department of Engineering.

The OA asserts that an independent Department of Engineering will provide the Engineer with greater ability to approach other department directors as peers and will afford greater flexibility to the City Engineer to balance the needs of planners and Department of Public Works staff.



The administration requests that the Council pass an ordinance to establish the Department of Engineering and to update applicable portions of the Bloomington Municipal Code to reflect the addition. The ordinance inserts a new BMC Chapter 2.35 entitled “Department of Engineering,” and replaces the existing BMC Section 2.14.020 to reflect the organizational changes. During previous discussions on the topic, some councilmembers expressed concern that the transportation-related responsibilities of the current Planning and Transportation Department were going to be removed. That does not appear to be the case.

Please note that the 2021 budget legislation approved earlier in October by the Council anticipated the existence of a Department of Engineering and included appropriations to fund such a department.

- **Appropriation Ordinance 20-07** - To Specially Appropriate from the General Fund, Enhanced Access Fund, Solid Waste Fund, Risk Management Fund, and the Rental Inspection Program Fund Expenditures Not Otherwise Appropriated (Appropriating Various Transfers of Funds within the Public Safety, Telecommunication Fund, Alternative Transportation Fund, Parking Meter Fund, Cumulative Capital Development Fund, Fleet Maintenance Fund, Police Pension Fund, and Appropriating Additional Funds from the General Fund, Rental Inspection Fund, Solid Waste Fund, and the Risk Management Fund)

App Ord 20-07 is a proposal often referred to as the end-of-year appropriation ordinance. In the past, such appropriation ordinances have proposed to make a number of transfers: 1) within departments who wish to move monies between major budget classifications, and 2) from departments with an anticipated budget surplus to those departments that anticipate shortages. This year, the legislation also includes requests for additional appropriations in the amount of \$1,530,400 across four different funds (General Fund, Rental Inspection Program Fund, Solid Waste Fund, and Risk Management Fund).

Indiana Code 36-4-7-8 provides that the legislative body may, on the recommendation of the city executive, make further or additional appropriations by ordinance, as long as the result does not increase the city’s tax levy that was set as part of the annual budgeting process. The additional appropriations requested by Appropriation Ordinance 20-07 should not result in such an increase to the city’s tax levy.

Please note that this end-of-year appropriation ordinance is coming to the Council earlier in the year than in the past to allow time for amendments (if needed) before the required notice of public hearing is published. A memo from the Controller is forthcoming to provide additional background information and explanation for the requests contained in the legislation.

**NOTICE AND AGENDA
THE BLOOMINGTON COMMON COUNCIL**

**REGULAR SESSION
WEDNESDAY, 04 NOVEMBER 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/99362505193?pwd=UVJacTBjOEJYTHBXMnhcFMweEdGUT09>

I. ROLL CALL

II. AGENDA SUMMATION

- III. APPROVAL OF MINUTES**
- 10 October 2019 (Special Session)
06 November 2019 (Regular Session)
11 December 2019 (Special Session)
18 December 2019 (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**
 - Report on Rapid Recovery Fund Loan Program
- 3. Council Committees**
- 4. Public***

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READINGS AND RESOLUTIONS

1. Ordinance 20-26- An Ordinance Authorizing the Acquisition, Construction and Installation by the City of Bloomington, Indiana, of Certain Extensions and Improvements to the City’s Sewage Works Utility, the Issuance and Sale of Revenue Bonds to Provide Funds for the Payment of the Costs Thereof, and the Collection, Segregation and Distribution of the Revenues of Such Sewage Works and Other Related Matters

Utilities and Sanitation Committee Recommendation: Do Pass: 4-0-0

2. Ordinance 20-27- To Amend Title 10 of the Bloomington Municipal Code Entitled “Wastewater”

Utilities and Sanitation Committee Recommendation: Do Pass: 4-0-0

3. Ordinance 20-21 - To Amend Title 12 (“Streets, Sidewalks and Storm Sewers”) and Title 17 (“Construction Regulations”) of the Bloomington Municipal Code Re: Deleting Chapter 12.08 (Excavations) and Replacing it with Chapter 12.08 (Use Of the Right Of Way) and Adding a New Chapter 12.10 (Enforcement and Penalties) and Deleting Three Sections of Chapter 12.04 (General Regulations) and Revising One Section of Chapter 17.08 (Administration and Enforcement)

Transportation Committee Recommendation:

Amendment 01 to Ordinance 20-21 Do Pass: 4-0-0

Committee Recommendation on Ordinance as Amended Do Pass: 4-0-0

4. Ordinance 20-18- To Amend Title 15 of the Bloomington Municipal Code Entitled “Vehicles and Traffic” Re: Amending Chapters 15.12.010 (Stop Intersections) to add several stop signs; 15.12.030 (Pedestrian Hybrid Beacon Signals) to add a hybrid beacon signal; 15.32.080 (No Parking Zones) to add several no parking zones; 15.32.100 (Loading Zones) to delete several loading zones; 15.32.100 (Loading Zones) to add a loading zone; 15.37.020 (Applicability) to delete several streets from Zone 8; and 15.37.050 (Fees) to add provision about the timing of permit sales

Transportation Committee Recommendation:

Amendment 01 to Ordinance 20-18 Do Pass: 4-0-0

Committee Recommendation on Ordinance as Amended Do Pass: 4-0-0

(over)

VII. LEGISLATION FOR FIRST READINGS

1. Ordinance 20-31 – To Amend Title 2 of the Bloomington Municipal Code Entitled “Administration and Personnel,” (Inserting Chapter 2.35 Establishing the Department of Engineering and Amending Chapter 2.14 Titled Planning and Transportation Department)
2. Appropriation Ordinance 20-07 – To Specially Appropriate from the General Fund, Enhanced Access Fund, Solid Waste Fund, Risk Management Fund, and the Rental Inspection Program Fund Expenditures Not Otherwise Appropriated (Appropriating Various Transfers of Funds within the Public Safety, Telecommunication Fund, Alternative Transportation Fund, Parking Meter Fund, Cumulative Capital Development Fund, Fleet Maintenance Fund, Police Pension Fund, and Appropriating Additional Funds from the General Fund, Rental Inspection Fund, Solid Waste Fund, and the Risk Management Fund)

VIII. ADDITIONAL PUBLIC COMMENT*

(A maximum of twenty-five minutes is set aside for this section.)

IX. COUNCIL SCHEDULE

X. ADJOURNMENT

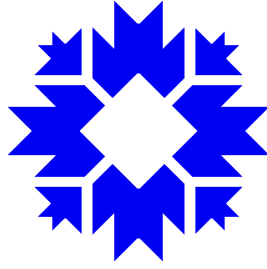
** Members of the public may speak on matters of community concern not listed on the agenda at one of the two public comment opportunities. Citizens may speak at one of these periods, but not both. Speakers are allowed five minutes; this time allotment may be reduced by the presiding officer if numerous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



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

NOTICE

Wednesday, 04 November 2020

Regular Session
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/99362505193?pwd=UVJacTBjOEJYTHBXMnhcFMweEdGUT09>

Statement on public meetings during public health emergency

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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.

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, 30 October 2020

***** Amendment Form *****

Ordinance #: 20-21
Amendment #: Am 01
Submitted By: Cm. Piedmont-Smith and Cm. Rosenbarger
Date: 28 October 2020
Proposed Amendment:

1. Ord 20-21, Section 1, shall be amended to revise the proposed 12.08.110 as follows (additions are shown in **Bold**, deletions are shown in ~~strikeout~~):

12.08.110 Obstructing sidewalk–Walkaround Requirements.

If it is necessary to obstruct or block a sidewalk for a period **or periods totaling in excess of** twenty-four hours **or more**, then the party who has applied for the right of way use permit shall provide a walkaround for such area. **The transportation or traffic engineer, or their designees, may also require walkarounds for shorter time periods to facilitate access in high-use pedestrian areas or other contexts.**

Where possible, the walkaround shall parallel the disrupted pedestrian access route on the same side of the street. The walkaround shall consist of a walk not less than five feet wide, be protected by continuous concrete or water filled barricades with impact attenuators at each end for oncoming traffic, and have Public Rights-of-Way Accessibility Guidelines (“PROWAG”) compliant access. **Within the downtown overlay, a walkaround 8 feet in width should be provided when possible.** All Indiana Manual on Uniform Traffic Control Devices (“IMUTCD”) guidelines must be followed including, but not limited to, advance warning signs. All Occupational Safety and Health Administration (“OSHA”) guidelines must be followed.

Other conditions for walkarounds may be required by the transportation and traffic engineer, or ~~his or her~~**their** designees, including, but not limited to, the following; concrete or water filled barricades on each side, railings 5 feet high on each side, electric lighting at night, overhead protection, rumble strips, changeable message signs, hazard identification beacons, flags, and warning lights. The transportation and traffic engineer may require a pedestrian detour or other accommodations instead of a walkaround if necessary in accordance with IMUTCD or OSHA guidelines. **The walkaround shall remain unobstructed at all times unless otherwise approved by the transportation and traffic engineer, or their designees.**

The proposed alternative path must be approved by the transportation and traffic engineer, or ~~his or her~~**their** designee. The transportation and traffic engineer or designee shall consider the following factors when reviewing pedestrian walkarounds, detours, or other pedestrian accommodations:

- The City’s Comprehensive Plan and Transportation Plan, that both state the City must “Provide a safe, efficient, accessible, and connected system of transportation that emphasizes public transit, walking, and biking to enhance options to reduce our overall dependence on the automobile.”
- The Transportation Plan's Modal Priorities, which state that in considering tradeoffs between modes, including in the context of construction, pedestrians should receive the greatest priority, as the most vulnerable and most space-efficient road users. Pedestrian priority is followed by bicyclist and transit user priority, followed by single-occupancy vehicle drivers with the lowest priority.
- If a pedestrian detour is used then appropriate advance warning must be provided;
- Pedestrian accommodations should avoid additional street crossings and added travel distance;
- Options for detours, diversions, road narrowing and road closures for automobiles, in order to maintain connectivity for pedestrians;

When feasible, construction site entrances and exits should be located in areas that minimize impacts to walkarounds in order to make walkarounds a feasible option.

When approval for a sidewalk closure is required from the Board of Public Works, the Board may require a pedestrian detour in place of a walkaround based on the context of the construction site and the factors listed above. Deviation from or failure to maintain approved walkaround shall be considered a violation of this chapter and shall be subject to penalty as described in Chapter 12.10.

Synopsis

This amendment is sponsored by Councilmembers Rosenbarger and Piedmont-Smith and changes language regarding walkarounds when sidewalks are obstructed. The purpose of the amendment is to decrease sidewalk obstructions and thus allow safer passage of pedestrians in construction zones. The amendment also urges broader walkarounds in busy downtown areas to ensure sufficient space for pedestrians with mobility issues. Finally, the amendment removes binary gender pronouns in the portion of text that is cited.

Committee Action (10/28/2020):	Do Pass: 4 – 0
Regular Session Action (11/04/2020):	Pending

***** Amendment Form *****

Ordinance #: 20-21
Amendment #: Am 02
Submitted By: Cm. Piedmont-Smith and Cm. Rosenbarger
Date: 04 November 2020
Proposed Amendment:

1. Ord 20-21 shall be amended to modify any and all binary gender pronouns to gender neutral pronouns wherever the same shall appear throughout the ordinance.

Synopsis

This amendment is sponsored by Councilmembers Rosenbarger and Piedmont-Smith and modifies binary gender pronouns to gender neutral pronouns throughout Ordinance 20-21.

Committee Action (10/28/2020): N/A
Regular Session Action (11/04/2020): Pending

***** Amendment Form *****

Ordinance #: 20-18
Amendment #: Am 01
Submitted By: Cm. Volan (at request of Planning and Transportation Department)
Date: 28 October 2020
Proposed Amendment:

1. Ord 20-18, shall be amended by inserting a new Section 7 and renumbering subsequent sections accordingly. The new Section 7 shall read as follows:

SECTION 7. Section 15.37.020, entitled “Applicability” of Residential Neighborhood Parking Permits, shall be amended by adding the sentence “Any street address within a zone boundary, as delineated by streets, shall be considered within a designated zone” so that the first paragraph of the section shall read:

The following zones are designated as residential neighborhood permit parking zones.
Any street address within a zone boundary, as delineated by streets, shall be considered within a designated zone.

Synopsis

This amendment is sponsored by Councilmember Volan. It was prepared at the request of the Administration to clarify the boundaries of a residential neighborhood parking zone and eligibility of permits.

Committee Action (10/28/2020): Do-Pass: 4 – 0
Regular Session Action: Pending

ORDINANCE 20-31
TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED
“ADMINISTRATION AND PERSONNEL,”
(Inserting Chapter 2.35 Establishing the Department of Engineering and amending
Chapter 2.14 titled Planning and Transportation Department)

WHEREAS, the Mayor wishes to create a new executive department, known as the Engineering Department, in accordance with Indiana Code 36-4-9-4, in order to more efficiently serve the City’s needs; and

WHEREAS, until 2014, engineering staff was embedded in the Engineering Division within the Public Works Department; and

WHEREAS, in 2014, via Ordinance 14-10, the City established a new executive department, the Planning and Transportation Department, which eliminated the Engineering Division from the Public Works Department and placed the Engineering Division in the new Planning and Transportation Department; and

WHEREAS, in 2018, an organizational assessment was performed by Novak Consulting to evaluate the Planning and Transportation Department, including the placement of the engineering staff within that department; and

WHEREAS, the Novak Organizational Assessment recommended the creation of an independent Engineering Department led by the City Engineer which would provide greater flexibility in balancing the needs of planning and public works staff and would also promote coordination with other City departments;

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

SECTION 1. Title 2 of the Bloomington Municipal Code entitled “Administration and Personnel” shall be amended by inserting Chapter 2.35 entitled, “Department of Engineering”. The title of this Chapter shall appear in the table of contents for Title 2 and the Chapter shall read as follows:

Chapter 2.35

Department of Engineering

Sections:

2.35.000 Establishment

2.35.010 Appointment of director

2.35.000 Establishment.

There is hereby created the Department of Engineering. It shall provide staff support to City boards and commissions as directed by the Mayor.

2.35.010 Appointment of director.

The engineering department shall be administered by a director of engineering who shall be appointed by the mayor and shall serve at the pleasure of the mayor. The director of engineering serves as the city’s civil engineer for purposes of Indiana Code § 36-4-9-6 and serves as the city’s traffic engineer for purposes of Indiana Code § 36-9-7-3. The director of engineering shall possess the qualifications and shall have the authority and responsibility set forth in Indiana Code 36-9-7.

SECTION 2. Section 2.14.020 of the Bloomington Municipal Code entitled “Planning and Transportation Department” is hereby deleted in its entirety and replaced as follows:

2.14.020 – Divisions.

The planning and transportation department shall be comprised of three divisions: planning and transportation administration; planning services; and development services. The planning services and development services divisions operate under the city's plan commission.

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, and approval of the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indian, upon this _____ day of _____, 2020.

STEPHEN VOLAN, President
Bloomington Common Council

ATTEST:

NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2020.

NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2020.

JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

This ordinance creates the Department of Engineering and eliminates the transportation and traffic engineering services division from the Planning and Transportation Department.

MEMO:

To: City of Bloomington Common Council

From: Mick Renneisen, Deputy Mayor

Date: October 26 2020

Re: Ordinance 20-31 - Amends Title 2 of Bloomington Municipal Code (Administration and Personnel) to establish the Department of Engineering

This ordinance establishes an independent City department of engineering to be known as the Engineering Department. Until 2014, the Department of Public Works contained the Engineering Division. In 2014, engineering staff became part of the new Planning and Transportation Department. In 2018, Novak Consulting conducted an organizational assessment of several City departments, including the Planning and Transportation and Public Works Departments. Novak considered the options of leaving the Engineering division in Planning and Transportation, moving it back to Public Works, or creating a stand-alone Engineering Department. The Novak study ultimately recommended that the City establish a stand-alone Engineering Department.

While engineering is currently a component of the Planning and Transportation Department, engineering staff develop bid documents and manage the construction and inspection of infrastructure projects recommended by plans from the Public Works, Planning and Transportation, Parks and Recreation and other departments. Engineering also consults with the City of Bloomington Utilities Department and Bloomington Transit in regard to their infrastructure's impacts on the public rights of way. As such, Engineering staff function almost as their own department in that they must continually balance the interests of multiple City departments regarding engineering services needed.

The City engineer is appointed by the Mayor, as are the other heads of City departments; however, the engineer does not have the ability to independently manage engineering staff as other department heads manage their staffs. Establishing an independent Department of Engineering would elevate the City engineer to a director-level status and would provide the engineer independent authority to manage staff and prepare and oversee their department's budget as other department directors do. Currently, the City engineer has to get approval from the Director of Planning and Transportation to expend and manage any funds related to infrastructure improvements for which the Engineering staff are ultimately responsible. This has resulted in inefficiencies and lack of direct financial oversight by the entity responsible for the day-to-day decisions required for a construction project. In addition, by creating an independent Engineering Department, the City engineer would have more direct contact and meetings with the Mayor's Office and other executive staff and be at a level equal to other department heads.

APPROPRIATION ORDINANCE 20-07

**TO SPECIALLY APPROPRIATE FROM THE GENERAL FUND, ENHANCED ACCESS FUND, SOLID WASTE FUND, RISK MANAGEMENT FUND, AND THE RENTAL INSPECTION PROGRAM FUND EXPENDITURES NOT OTHERWISE APPROPRIATED
(Appropriating Various Transfers of Funds within the Public Safety, Telecommunication Fund, Alternative Transportation Fund, Parking Meter Fund, Cumulative Capital Development Fund, Fleet Maintenance Fund, Police Pension Fund, and Appropriating Additional Funds from the General Fund, Rental Inspection Fund, Solid Waste Fund, and the Risk Management Fund)**

- WHEREAS, Various Departments within the General Fund desire to transfer Classifications - 1, 2, 3 & 4 amounts for Personnel Services, Supplies, Services and Capital replacement not included in the adopted budget and to increase their budgets; and
- WHEREAS, the Police Department's Dispatch desires to transfer funds between Classifications - 2 Supplies and Classification - 3 for Other Services and Charges in the Public Safety Fund not included in the adopted budget; and
- WHEREAS, the Information and Technology Services Department desires to transfer funds in the Telecommunication Fund budget from Classifications - 3 Other Services to Classification - 4 Capital Outlays not included in the adopted budget; and
- WHEREAS, the Parking Enforcement Division desires to transfer funds between Classifications - 3 Other Services to Classification – 1 Personnel Services and Classification - 2 Supplies in the Alternative Transportation Fund not included in the adopted budget; and
- WHEREAS, the Parking Enforcement Division desires to transfer funds between Classifications - 3 Other Services to Classification - 2 Supplies in the Parking Meter Fund not included in the adopted budget; and
- WHEREAS, the Public Works Department desires to transfer funds from Classification – 2 Supplies to Classification - 3 Other Services in its budget for the Cumulative Capital Development; and
- WHEREAS, the Public Works - Sanitation division desires to transfer funds from Classification – 2 Supplies to Classification – 3 Other Services and increase Classification – 1 Personnel Services in its budget for the Solid Waste Fund; and
- WHEREAS, the Public Works - Fleet Maintenance division desires to transfer from its budget in Classification 4 – Capital Outlays to Classification – 1 Personnel Services and Classification – 2 Supplies in the Fleet Maintenance Fund not included in the adopted budget; and
- WHEREAS, the Legal Department Risk Management division desires to increase its budget in Classification 1 – Personnel Services and Classification -3 Other Services and transfer from Classification – 2 Supplies to Classification - 3 Other Services in the Risk Management Fund not included in the adopted budget; and
- WHEREAS, the Police Department desires to transfer its budget from Classification – 3 Other Services to Classification 1 – Personnel Services in the Police Pension Fund not included in the adopted budget; and
- WHEREAS, the Housing & Neighborhood Development Department desires to increase its budget in Classification 3 – Services and Charges in its Rental Inspection Program Fund to reimburse the General Fund for program expenses;

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

SECTION I. For the expenses of said Municipal Corporation the following additional sums of money are hereby appropriated and ordered set apart from the funds herein named and for the purposes herein specified, subject to the laws governing the same:

	AMOUNT REQUESTED
General Fund (F101)	
General Fund – Animal Care & Control	
Classification 1 – Personnel Services	25,000
Classification 3 – Services and Charges	<u>(25,000)</u>
Total General Fund – AC&C	<u>-</u>
General Fund – Public Works Administration	
Classification 1 – Personnel Services	9,000
Classification 3 – Services and Charges	<u>(47,000)</u>
Total General Fund – PWA	<u>(38,000)</u>
General Fund – Clerk	
Classification 1 – Personnel Services	2,500
Classification 3 – Services and Charges	<u>(2,500)</u>
Total General Fund – Clerk	<u>-</u>
General Fund – Community and Family Resources	
Classification 1 – Personnel Services	(50,000)
Classification 3 – Services and Charges	<u>154,000</u>
Total General Fund – CFRD	<u>104,000</u>
General Fund – Common Council	
Classification 1 – Personnel Services	10,000
Classification 3 – Services and Charges	<u>(6,800)</u>
Total General Fund – Common Council	<u>3,200</u>
General Fund – Controller	
Classification 1 – Personnel Services	(50,000)
Classification 3 – Services and Charges	<u>447,000</u>
Total General Fund – Controller	<u>397,000</u>

General Fund – Economic and
Sustainability Development

Classification 1 – Personnel Services	(20,000)
Classification 3 – Services and Charges	<u>(40,000)</u>
Total General Fund – ESD	<u>(60,000)</u>

General Fund – Fire

Classification 1 – Personnel Services	235,000
Classification 3 – Services and Charges	<u>(175,000)</u>
Total General Fund – Fire	<u>60,000</u>

General Fund – Legal

Classification 1 – Personnel Services	5,000
Classification 2 – Supplies	(1,000)
Classification 3 – Services and Charges	<u>(15,000)</u>
Total General Fund – Legal	<u>(11,000)</u>

General Fund – Office of the Mayor

Classification 1 – Personnel Services	30,000
Classification 2 – Supplies	2,200
Classification 3 – Services and Charges	<u>(26,000)</u>
Total General Fund – OOTM	<u>6,200</u>

General Fund – Police

Classification 1 – Personnel Services	275,000
Classification 2 – Supplies	46,000
Classification 3 – Services and Charges	(9,200)
Classification 4 – Capital	<u>(9,000)</u>
Total General Fund – Police	<u>302,800</u>

General Fund – Human Resources

Classification 1 – Personnel Services	(185,000)
Classification 3 – Services and Charges	<u>(10,000)</u>
Total General Fund – HR	<u>(195,000)</u>

General Fund – Information & Technology Services

Classification 1 – Personnel Services	70,000
Classification 3 – Services and Charges	140,000
Classification 4 – Capital	<u>100,000</u>
Total General Fund – ITS	<u>310,000</u>

General Fund – Board of Public Safety

Classification 1 – Personnel Services	<u>200</u>
Total General Fund – Board of Public Safety	<u>200</u>

General Fund – Facilities Maintenance

Classification 1 – Personnel Services	23,000
Classification 2 – Supplies	(10,000)
Classification 3 – Services and Charges	30,000
Classification 4 – Capital	<u>(20,000)</u>
Total General Fund – Facilities Maintenance	<u>23,000</u>

General Fund – Planning and Transportation

Classification 2 – Supplies	(2,000)
Classification 3 – Services and Charges	<u>(29,000)</u>
Total General Fund – P&T	<u>(31,000)</u>

Grand Total General Fund (F101)

871,400

Public Safety Local Income Tax Fund - Police

Classification 2 – Supplies	(11,050)
Classification 3 – Services and Charges	<u>11,050</u>
Total Public Safety LIT	<u>-</u>

Grand Total Public Safety Local Income Tax Fund (F151)

-

Non-Reverting Telecom Fund-ITS

Classification 3 – Services and Charges	(3,000)
Classification 4 – Capital	3,000
	<hr/>
Total Non-Reverting Telecom	-
	<hr/>
Grand Total Non-Reverting Telecom Fund (F401)	-
	<hr/>

Alternate Transportation Fund – Public Works

Classification 1 – Personnel Services	4,500
Classification 2 – Supplies	10,500
Classification 3 – Services and Charges	(15,000)
	<hr/>
Total Alt Transportation – Public Works	-
	<hr/>
Grand Total Alternate Transportation Fund (F454)	-
	<hr/>

Parking Meter - Police

Classification 2 – Supplies	51,800
Classification 3 – Services and Charges	(51,800)
	<hr/>
Total Parking Meter Fund - Police	-
	<hr/>
Grand Total Parking Meter Fund (F455)	-
	<hr/>

Solid Waste Fund – Sanitation

Classification 1 – Personnel Services	30,000
Classification 2 – Supplies	(20,000)
Classification 3 – Services and Charges	20,000
	<hr/>
Total Solid Waste - Sanitation	30,000
	<hr/>
Grand Total Solid Waste Fund (F730)	30,000
	<hr/>

Risk Management Fund – Legal

Classification 1 – Personnel Services	2,000
Classification 2 – Supplies	(9,000)
Classification 3 – Services and Charges	404,000
	<hr/>
Total Risk Management Fund –Legal	397,000
	<hr/>
Grand Total Risk Management Fund (F800)	397,000
	<hr/>

Fleet Maintenance Fund – Fleet Maintenance

Classification 1 – Personnel Services	10,000
Classification 2 – Supplies	5,000
Classification 4 – Capital	(15,000)
	<hr/>
Total Risk Management Fund –Legal	-
	<hr/>
Grand Total Fleet Maintenance Fund (F802)	-
	<hr/>

Cumulative Capital Development Fund – Public Works

Classification 2 – Supplies	(100,000)
Classification 3 – Services and Charges	100,000
	<hr/>
Total Cumulative Capital Development Fund – Public Works	-
	<hr/>
Grand Total Cumulative Capital Development Fund (F601)	-
	<hr/>

Police Pension Fund- Controller

Classification 1 – Personnel Services	200
Classification 3 – Services and Charges	(200)
	<hr/>
Total Police Pension Fund	-
	<hr/>
Grand Total Police Pension Fund (F900)	-
	<hr/>

Rental Inspection Program Fund – HAND

Classification 3 – Services and Charges	232,000
	<hr/>
Total Rental Inspection Program Fund - HAND	232,000
	<hr/>
Grand Total Rental Inspection Program Fund (F411)	232,000
	<hr/>

Grand Total All Funds

1,530,400

PASSED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2020.

STEPHEN VOLAN, President
Bloomington Common Council

ATTEST:

NICOLE BOLDEN, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2020.

NICOLE BOLDEN, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2020.

JOHN HAMILTON, Mayor
City of Bloomington

SYNOPSIS

This ordinance appropriates various transfers of funds within the Public Safety LIT Fund, Non Reverting Telecom Fund, Alternative Transportation Fund, Parking Meter Fund, Cumulative Capital Development Fund, Fleet Maintenance Fund, Police Pension Fund. It also appropriates additional funds from the General Fund, Rental Inspection Program Fund, Solid Waste Fund, and Risk Management Fund.



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

Minutes for Approval

October 10, 2019 | November 6, 2019 | December 11, 2019 | December 18, 2019

In the Council Chambers of the Showers City Hall, Bloomington, Indiana on Wednesday, October 10, 2019 at 6:30pm, Council President Dave Rollo presided over a Special Session of the Common Council.

COMMON COUNCIL
SPECIAL SESSION
October 10, 2019

Councilmembers present: Andy Ruff (arrived at 6:33 pm), Allison Chopra, Isabel Piedmont-Smith, Dorothy Granger, Dave Rollo, Stephen Volan, Jim Sims, Chris Sturbaum, Susan Sandberg
Councilmembers absent: None

ROLL CALL [6:30pm]

Rollo summarized the agenda and introduced the American Sign Language interpreter, Sandy Grisham, for the Council meeting.

Sims made a Disclosure of Conflict of Interest related to his wife, Doris Sims, who served as the Director of Housing and Neighborhood Development Department. Sims said that he would be able to vote on the budget fairly, objectively, and in the public's interest.

Volan moved and it was seconded to accept the conflict of interest disclosure. The council did not take a vote after Dan Sherman, Council Attorney, said it was not necessary.

LEGISLATION FOR SECOND
READING AND RESOLUTIONS
[6:35pm]

Volan moved and it was seconded that Ordinance 19-20 be read by title and synopsis only. The motion was approved by voice vote. Clerk Nicole Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 1, Nays: 0, Abstain: 7.

Ordinance 19-20: An Ordinance Fixing the Salaries of Officers of the Police and Fire Departments for the City of Bloomington, Indiana, for the Year 2020

Volan moved and it was seconded that Ordinance 19-20 be adopted.

Emily Fields, Assistant Director of Human Resources, presented the legislation.

There was council discussion related to contract negotiations, timing, organizational assessments, and legislative procedures.

Council questions:

Jeff Rodgers urged the Council not to pass Ordinance 19-20 until the Police department and the City had a meeting on October 24th.

Public comment:

Jacob Woods talked about staffing issues in the Police Department.

Paul Post, President of the Fraternal Order of Police Lodge 88, spoke about the retention rate of the Bloomington Police Department and how to improve it.

There was Council discussion related to what postponement or tabling of the legislation would do in terms of timing and salary impact.

Council comment:

Volan moved and it was seconded to table discussion on Ordinance 19-20.

The motion to table Ordinance 19-20 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to table Ordinance 19-20
[7:32pm]

Volan moved and it was seconded that Ordinance 19-21 be read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 2, Nays: 2, Abstain: 4.

Volan moved and it was seconded that Ordinance 19-21 be adopted.

Fields presented the legislation.

There was council discussion related to unanswered questions from the administration.

There was no public comment.

There was council discussion related to the legislation presentation, the need for a cabinet-level climate change position, and the need for collaboration with the administration.

The motion to adopt Ordinance 19-21 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Ordinance 19-22 be read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 8, Nays: 0, Abstain: 0.

Sandberg moved and it was seconded that Ordinance 19-22 be adopted.

Fields presented the legislation.

There were no Council questions.

Daniel Bingham spoke about the importance of collaboration between the council and the administration to address climate change.

There was brief council discussion related to council officer pay.

The motion to adopt Ordinance 19-22 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Appropriation Ordinance 19-05 be read by title and synopsis only. The motion was approved by voice vote. Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 1, Nays: 1, Abstain: 6.

Granger moved and it was seconded that Appropriation Ordinance 19-05 be adopted.

Jeff Underwood, City Controller, presented the legislation.

There were no Council questions.

Daniel Bingham spoke about climate change and policies he would like to see the council and administration enact.

Greg Alexander spoke about sidewalks and the budget.

Ordinance 19-21 An Ordinance Fixing the Salaries of Appointed Officers, Non-Union and A.F.S.C.M.E. Employees for All the Departments of the City of Bloomington, Monroe County, Indiana, for the Year 2020

Council questions:

Public comment:

Council comment:

Vote to adopt Ordinance 19-21 [7:52pm]

Ordinance 19-22 To Fix the Salaries of All Elected City Officials for the City of Bloomington for the Year 2020

Council questions:

Public comment:

Council comment:

Vote to adopt Ordinance 19-22 [7:58pm]

Appropriation Ordinance 19-05 An Ordinance for Appropriations and Tax Rates (Establishing 2020 Civil City Budget for the City of Bloomington)

Council questions:

Public comment:

Sylvia Lombardo talked about climate change the need for a Climate Change director position.

Appropriation Ordinance 19-05
(cont'd)

Wesley Cammenga commented on the how climate change was addressed in the budget.

There was extensive Council discussion related to what councilmembers liked and disliked in the budget.

Council comment:

The motion to adopt Appropriation Ordinance 19-05 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Appropriation Ordinance 19-05 [8:43pm].

Volan moved and it was seconded that Appropriation Ordinance 19-06 be read by title and synopsis only. The motion was approved by voice vote. Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 8, Nays: 0, Abstain: 0.

Appropriation Ordinance 19-06
An Ordinance Adopting a Budget for the Operation, Maintenance, Debt Service and Capital Improvements for the Water and Wastewater Utility Departments of the City of Bloomington, Indiana for the Year 2020

Volan moved and it was seconded that Appropriation Ordinance 19-06 be adopted.

Vic Kelson, Director of Utilities, presented the legislation.

There was brief Council discussion.

Council comment:

There was no public comment.

Public comment:

The motion to adopt Appropriation Ordinance 19-06 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Appropriation Ordinance 19-06 [9:05pm].

Volan moved and it was seconded that Appropriation Ordinance 19-07 be read by title and synopsis only. The motion was approved by voice vote. Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 8, Nays: 0, Abstain: 0.

Appropriation Ordinance 19-07
Appropriations and Tax Rates for Bloomington Transportation Corporation for 2020

Volan moved and it was seconded that Appropriation Ordinance 19-07 be adopted.

Lew May, General Manager of Bloomington Transit, presented the legislation.

There was brief Council discussion.

Council comment:

There was no public comment.

Public comment:

The motion to adopt Appropriation Ordinance 19-07 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Appropriation Ordinance 19-07 [9:13pm].

Sherman reviewed the upcoming schedule for the council.

COUNCIL SCHEDULE [9:13pm]

Volan moved and it was seconded to adjourn. The motion was approved by voice vote.

ADJOURNMENT [9:16pm]

APPROVED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this ____ day of _____, 2020.

APPROVE:

ATTEST:

Stephen Volan, PRESIDENT
Bloomington Common Council

Nicole Bolden, CLERK
City of Bloomington

For Approval

In the Council Chambers of the Showers City Hall, Bloomington, Indiana on Wednesday, November 6, 2019 at 6:30pm, Council President Dave Rollo presided over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
November 6, 2019

Councilmembers present: Isabel Piedmont-Smith, Dorothy Granger, Dave Rollo, Susan Sandberg, Jim Sims, Stephen Volan, Chris Sturbaum
Councilmembers absent: Allison Chopra, Andy Ruff

ROLL CALL [6:33pm]

Council President Dave Rollo summarized the agenda.

AGENDA SUMMATION [6:34pm]

There were no minutes for approval.

APPROVAL OF MINUTES

Sims spoke about the election held the previous day and about the need for voting centers.

REPORTS

- COUNCIL MEMBERS
[6:35pm]

Volan congratulated everyone who ran for office and highlighted the importance on individuals running for office.

Granger expressed her disappointment that there were no voting centers and thanked people for voting.

Rollo acknowledged the 11,000 scientists who declared a climate emergency and spoke about additional human impact on the environment.

There were no reports from the Mayor or city offices.

- The MAYOR AND CITY
OFFICES

Sandberg and Sturbaum presented the Bloomington Affordable Living Committee report, *Working Hard, Falling Behind: A Report on Affordability*.

- COUNCIL COMMITTEES
[6:41pm]

There was brief council discussion following the report.

Piedmont-Smith moved and it was seconded to approve the Bloomington Affordable Living Committee report. The motion was approved by voice vote.

Vote to accept the Bloomington
Affordable Living Committee
Report [6:59 pm]

Greg Alexander spoke on the importance of sidewalks and not blocking sidewalks.

- PUBLIC [7:00pm]

Nick Smith referred to the food deserts described in the report and asked where the best place to receive food would be.

There were no appointments to boards or commissions.

APPOINTMENTS TO BOARDS AND
COMMISSIONS

There was no legislation for second reading, or resolutions.

LEGISLATION FOR SECOND
READING AND RESOLUTIONS

There was no legislation for first reading.

LEGISLATION FOR FIRST
READING

There was no public comment.

ADDITIONAL PUBLIC COMMENT

Dan Sherman, Council Attorney, reviewed the upcoming schedule.

COUNCIL SCHEDULE [7:03pm]

Volan moved and it was seconded to adjourn. The motion was approved by voice vote.

ADJOURNMENT [7:08pm]

APPROVED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this ____ day of _____, 2020.

APPROVE:

ATTEST:

Stephen Volan, PRESIDENT
Bloomington Common Council

Nicole Bolden, CLERK
City of Bloomington

In the Council Chambers of the Showers City Hall, Bloomington, Indiana on Wednesday, December 11, 2019 at 6:30pm, Council President Dave Rollo presided over a Special Session of the Common Council.

COMMON COUNCIL
SPECIAL SESSION
December 11, 2019

Councilmembers present: Andy Ruff, Allison Chopra, Isabel Piedmont-Smith, Dorothy Granger, Dave Rollo, Steve Volan, Jim Sims, Susan Sandberg
Councilmembers absent: Chris Sturbaum

ROLL CALL [6:36pm]

Council President Dave Rollo summarized the agenda.

AGENDA SUMMATION [6:38pm]

There were no minutes for approval.

APPROVAL OF MINUTES [6:31pm]

Rollo read a prepared statement of the Executive Committee regarding a complaint made by the City Clerk Nicole Bolden against Council Attorney Dan Sherman.

REPORTS

- COUNCIL COMMITTEES [6:48pm]

Nico Sigler, Deputy City Clerk, apologized to Clerk Bolden for his actions.

There was brief council discussion.

Clerk Bolden reviewed the timeline of the complaint and noted that she had withdrawn the complaint. Clerk Bolden said that the public action on a withdrawn complaint was unnecessary and retaliatory.

There was further council discussion.

Piedmont-Smith moved and it was seconded to approve the Executive Committee statement.

Ruff moved and it was seconded to give the approval of the Executive Committee statement a roll call vote.

There was further council discussion.

The motion to approve the statement received a roll call vote of Ayes: 6, Nays: 1 (Chopra), Abstain: 1 (Volan).

LEGISLATION FOR SECOND
READING AND RESOLUTIONS
[7:17pm]

Volan moved and it was seconded for Appropriation Ordinance 19-08 be introduced and read by title and synopsis only. The motion was approved by voice vote. Chief Deputy Clerk Sofia McDowell read the legislation by title and synopsis only, giving the committee do-pass recommendation of Ayes: 7, Nays: 0, Abstain: 0

Appropriation Ordinance 19-08
To Specially Appropriate from the Rental Inspection Program and the Parking Meter Fund Expenditures Not Otherwise Appropriated (Appropriating Various Transfers of Funds within the General Fund, Parks and Recreation General Fund, Parking Facilities Fund, Motor Vehicle Highway Fund, Alternative Transportation Fund; Cumulative Capital Development Fund and, Appropriating Additional Funds from the Parking Meter Fund and the Rental Inspection Fund)

Volan moved and it was seconded that Appropriation Ordinance 19-08 be adopted.

Jeff McMillian, Deputy Controller, stated that the meeting constituted a public hearing of the legislation, and that he was present to answer any questions.

Granger moved and it was seconded that Amendment 01 to Appropriation Ordinance 19-08 be adopted.

Amendment 01 to Appropriation Ordinance 19-08 Synopsis: This amendment has been proposed by the Controller’s Office and is need of a sponsor. The change arose after the legislation was introduced and results in the transfer of \$33,000 in General Fund from the Planning and Transportation (P&T) department to the Police department. In essence, the deferral of a document scanning program until next year frees up an additional \$33,000 in Category 3 (Other Services and Charges) of P&T department for use to cover overtime charges in the Police department. There is no net change in the General Fund balance as the result of this amendment.

McMillian, presented Amendment 01.

There was brief council discussion.

There were no public comments.

There was further council discussion.

The motion to adopt Amendment 01 to Appropriation Ordinance 19-08 was approved via a roll call vote of Ayes: 8, Nays: 0.

There were no public comments.

There were no additional council comments.

The motion to adopt Appropriation Ordinance 19-08 as amended received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Appropriation Ordinance 19-09 be read by title and synopsis only. The motion was approved by voice vote. Chief Deputy Clerk McDowell read the legislation by title and synopsis only, giving the committee do-pass recommendation of Ayes: 9, Nays: 0, Abstain: 0.

Piedmont-Smith stated the previous recommendation was to table and not to adopt the legislation.

Volan adjusted his motion so that it took Appropriation Ordinance 19-09, which had been and read by title and synopsis off the table.

Phillipa Guthrie, Corporation Counsel, presented the legislation. She said it was primarily architect fees for the convention center project. Guthrie stated the appropriation was for \$6,250,000 which was comprised of \$5.9 million for the architecture fees of phase two. Guthrie further discussed the details of the appropriation of funds and the memorandum of understanding with county government.

There was council discussion.

Appropriation Ordinance 19-08
(cont’d)

Council questions:

Public comment:

Council comment:

Vote to adopt Amendment 01 to Appropriation Ordinance 19-08 [7:29pm]

Public comment:

Council comment:

Vote to adopt Appropriation Ordinance 19-08 as amended [7:29pm]

Appropriation Ordinance 19-09
To Specially Appropriate from the Food and Beverage Tax fund expenditures related to the Convention Center Expansion and Authorize Persons Designated by the Mayor to Relay Council Request for Recommendations

Council questions:

Volan moved and it was seconded that Amendment 01 to Appropriation Ordinance 19-09 be adopted.

Amendment 01 to Appropriation Ordinance 19-09

Amendment 01 to Appropriation Ordinance 19-09 Synopsis: This amendment is sponsored by Cm. Volan and makes four changes to the legislation. First and foremost, it addresses the timing and effect of this appropriation in light of on-going discussions between officials in the City and County regarding the expansion of the Convention Center and the ownership and operation of the resulting facility. In that regard, the changes are intended to raise the level of comfort of the parties in this early stage of what will be a long term project and relationship. Second, it reflects the change in the date for the action of the Food and Beverage Advisory Commission (Commission). Third, it refers to the written decision rather than the written approval of the Commission to match the title of that document. And fourth, it changes the amount of the appropriation as requested by the Commission.

Volan presented Amendment 01 to the council.

Piedmont-Smith corrected an error in Amendment 01.

Council questions:

Guthrie said the administration did not have a problem with Amendment 01.

Julie Thomas, Monroe County Commissioner, extended her thanks and specifically to Councilmembers Volan, Granger, and Rollo, and encouraged the council to support the legislation.

Public comment:

Eric Spoonmore, Monroe County Council, stated his appreciation for the “move-forward” amendment, and thanked the council for their work. Spoonmore hope the council would vote for the amendment.

Geoff McKim, Monroe County Council, stated that he urged the council to support the amendment, and thanked the councilmembers for their work and collaboration, specifically Councilmembers Volan, Granger, and Rollo.

Greg Alexander commented on the mayor’s decisions to push projects through unilaterally, and hoped the council had a vision for the project. Alexander opined further on procedural elements and sidewalk shortages.

There was further council discussion.

Council comment:

The motion to adopt Amendment 01 to Appropriation Ordinance 19-09 received a roll call vote of Ayes: 8, Nays: 0.

Vote to adopt Amendment 01 to Appropriation Ordinance 19-09
[8:14pm]

Rollo moved and it was seconded to adopt Amendment 02 to Appropriation Ordinance 19-09.

Amendment 02 to Appropriation Ordinance 19-09

Amendment 02 to Appropriation Ordinance 19-09 Synopsis: This amendment is sponsored by Cm. Rollo and urges that the facility be a net-zero energy and/or LEED Platinum facility.

There was council discussion.

Council questions:

Greg Alexander commented on the net zero energy and LEED certifications.

Public comment:

Geoff McKim said he supported the amendment.

Appropriation Ordinance 19-09
(cont'd)

Kate Wiltz, Monroe County Council, said she supported the amendment.

Penny Githens, Monroe County Commissioner, stated her support of Amendment 02.

Lee Jones, Monroe County Commissioner, expressed her excitement about the new building and the sustainability efforts.

Peter Iversen, Monroe County Council, said his constituents valued the environment, that the convention center would be there for generations, and that it needed to be sustainable.

Julie Thomas, Monroe County Commissioner, said she favored making the building as sustainable as possible.

Cheryl Munson, Monroe County Council, expressed the importance of discussing sustainability with the governing body of the convention center.

There was further council comment.

Council comment:

The motion to adopt Amendment 02 to Appropriation Ordinance 19-09 received a roll call vote of Ayes: 8, Nays: 0.

Vote to adopt Amendment 02 to Appropriation Ordinance 19-09
[8:14pm]

There were no council questions.

Council questions:

Greg Alexander commented further on the complications with sidewalk closings in construction zones.

Public comment:

There was further council comment.

Council comment:

The motion to adopt Appropriation Ordinance 19-08 as amended received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0.

Vote to adopt Appropriation Ordinance 19-09 as amended
[7:29pm]

Sherman reviewed the upcoming council schedule.

COUNCIL SCHEDULE [8:31pm]

Volan moved and it was seconded to move the agenda items from the work session on December 16, 2019 to the work session on January 3, 2020. The motion was approved by a voice vote.

Volan moved and it was seconded to cancel the work session on December 16, 2019. The motion was approved by a voice vote.

Volan moved and it was seconded to adjourn. The motion was approved by voice vote.

ADJOURNMENT [8:34pm]

APPROVED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this ____ day of _____, 2020.

APPROVE:

ATTEST:

Stephen Volan, PRESIDENT
Bloomington Common Council

Nicole Bolden, CLERK
City of Bloomington

For Approval

In the Council Chambers of the Showers City Hall, Bloomington, Indiana on Wednesday, December 18, 2019 at 7:41pm, Council President Dave Rollo presided over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
December 18, 2019

Councilmembers present: Allison Chopra, Dorothy Granger, Isabel Piedmont-Smith, Dave Rollo, Andy Ruff, Susan Sandberg, Jim Sims, Chris Sturbaum, Stephen Volan
Councilmembers absent: none

ROLL CALL [7:41pm]

Council President Dave Rollo summarized the agenda.

AGENDA SUMMATION [7:41pm]

There were no minutes for approval.

APPROVAL OF MINUTES

Piedmont-Smith moved and it was seconded amend the agenda to allow public comment before council reports. The motion was approved by a voice vote.

Vote to amend the agenda
[7:42pm]

Ben Ramsden voiced his concerns about Crawford Apartments and finding needles, experiencing break-ins, and other problems.

REPORTS

- PUBLIC

Stephenie Courter expressed her concerns about not being able to let her children go out to play due to used needles in the yards and parking lot, and other problems.

- COUNCILMEMBERS
[7:52pm]

Sandberg moved and it was seconded to adopt an encomium for Chris Sturbaum. Sandberg read the encomium.

Motion to adopt encomium for
Chris Sturbaum [7:52pm]

John Hamilton, Mayor, read from a Proclamation designating December 20, 2019 as Chris Sturbaum Day.

Sue Mayer thanked the councilors for working hard over the years.

Public comment:

There was additional council discussion.

Council comment:

The motion to adopt the encomium for Chris Sturbaum was approved by a voice vote.

Vote to adopt encomium for Chris
Sturbaum [8:04pm]

Granger moved and it was seconded to adopt an encomium for Andy Ruff. Granger read the encomium.

Motion to adopt encomium for
Andy Ruff [8:05pm]

Hamilton read from a Proclamation designating December 21, 2019 as Andy Ruff Day.

There was additional council discussion.

Council comment:

The motion to adopt the encomium for Andy Ruff was approved by a voice vote.

Vote to adopt encomium for Andy
Ruff [8:15pm]

Rollo moved and it was seconded to adopt an encomium for Dorothy Granger. Rollo read the encomium.

Motion to adopt encomium for
Dorothy Granger [8:15pm]

Hamilton read from a Proclamation designating December 19, 2019 as Dorothy Granger Day.

There was additional council discussion.

Council comment:

The motion to adopt the encomium for Dorothy Granger was approved by a voice vote.	Vote to adopt encomium for Dorothy Granger [8:23pm]
Piedmont-Smith moved and it was seconded to adopt an encomium for Allison Chopra. Piedmont-Smith read the encomium.	Motion to adopt encomium for Allison Chopra [8:24pm]
Hamilton read from a Proclamation designating December 18, 2019 as Allison Chopra Day.	
Tim Mayer reflected on his time on the council and thanked councilmembers for their service.	Public comment:
Stacy Jane Rhoads, former council staffer, thanked the retiring councilmembers.	
There was additional council discussion.	Council comment:
The motion to adopt the encomium for Allison Chopra was approved by a voice vote.	Vote to adopt encomium for Allison Chopra [8:44pm]
There were no reports from the Mayor or city offices.	<ul style="list-style-type: none">• The MAYOR and CITY OFFICES
There were no council committee reports.	<ul style="list-style-type: none">• COUNCIL COMMITTEES
There were no appointments to boards or commissions.	APPOINTMENTS TO BOARDS AND COMMISSIONS
	LEGISLATION FOR SECOND READING AND RESOLUTIONS [8:45pm]
Volan moved and it was seconded that <u>Ordinance 19-28</u> be read by title and synopsis only. The motion was approved by voice vote. Clerk Nicole Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of Ayes: 8, Nays: 0, Abstain: 0.	<u>Ordinance 19-28</u> TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE ENTITLED "ADMINISTRATION AND PERSONNEL" - Re: Amending Chapter 2.28 (Bloomington Living Wage Ordinance) to Remove Exclusion for City Seasonal Employees
Volan moved and it was seconded that <u>Ordinance 19-28</u> be adopted.	Motion to adopt <u>Ordinance 19-28</u> [8:40pm]
Piedmont-Smith presented the legislation.	
There was no council questions.	Council question:
There was no public comment.	Public comment:
There was additional council comment.	Council comment:
The motion to adopt <u>Ordinance 19-28</u> received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.	Vote to adopt <u>Ordinance 19-28</u> [8:49pm]
Sturbaum presented Dan Sherman, Council Attorney, with a quilt.	
There was no legislation for first reading.	LEGISLATION FOR FIRST READING

There was no additional public comment.	ADDITIONAL PUBLIC COMMENT
Sherman reviewed the upcoming schedule.	COUNCIL SCHEDULE [8:50pm]
Sandberg moved and it was seconded to adjourn. The motion was approved by voice vote.	ADJOURNMENT [8:52pm]

APPROVED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this ____ day of _____, 2020.

APPROVE:

ATTEST:

Stephen Volan, PRESIDENT
Bloomington Common Council

Nicole Bolden, CLERK
City of Bloomington