

City of Bloomington Common Council

Legislative Packet

Containing materials related to the following meetings:

Thursday, 12 November 2020

Committee of the Whole at 5:30pm

Administration Committee at 6:30pm

Public Safety Committee at 7:30pm

**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

Note on changes to Legislative Packet: At the request of several councilmembers, the Council Office may be implementing changes to the way legislation and supporting materials are presented and organized in the Council's Legislative Packets. One immediate change is to publish all-inclusive packets that contain legislation and supporting materials that will be the subject of discussion or action at the corresponding Council meeting.

This Packet, for example, contains both the legislation and background materials scheduled for discussion at the November 12 Council Committee meetings. Previously, this Packet would have merely directed readers to past packets to locate these materials.

Please note that all legislative materials contained herein have been distributed in previous Legislative Packets, with the exception of a Memo from the Controller, pertaining to Appropriation Ordinance 20-07.

LEGISLATION AND MATERIALS FOR COMMITTEE DISCUSSION ON NOVEMBER 12, 2020

- **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 (newly-published)

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



City of Bloomington Indiana

City Hall | 401 N. Morton St. | Post Office Box 100 | Bloomington, Indiana 47402

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

- **Ordinance 20-20** – To Amend Title 2 (Administration and Personnel) of the Bloomington Municipal Code (To Establish a Community Advisory on Public Safety Commission)
 - Memo from Council sponsors (Cms. Piedmont-Smith, Rosenbarger, and Flaherty)
 - FAQs from Council sponsors
 - Letter of support from community members
- Contact: Cm. Isabel Piedmont-Smith, piedmoni@bloomington.in.gov, 812-349-3409
- Contact: Cm. Kate Rosenbarger, kate.rosenbarger@bloomington.in.gov, 812-349-3409
- Contact: Cm. Matt Flaherty, matt.flaherty@bloomington.in.gov, 812-349-3409

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL**

COMMITTEE OF THE WHOLE

**THURSDAY 12 NOVEMBER 2020
5:30 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/97737080120?pwd=bFYzd1Y2OXZWV1Rydit1dm5WU2VHZz09>

Chair: Jim Sims

1. 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)

Asked to attend: Jeff Underwood, Controller

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.

(Continued on next page)

Posted: 06 November 2020

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL**

ADMINISTRATION COMMITTEE

**THURSDAY 12 NOVEMBER 2020
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/97737080120?pwd=bFYzd1Y2OXZWV1Rydit1dm5WU2VHZz09>

Chair: Steve Volan

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)

Asked to Attend: Philippa Guthrie, Corporation Counsel

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.

(Continued on next page)

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL**

PUBLIC SAFETY COMMITTEE

**THURSDAY 12 NOVEMBER 2020
7:30 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/97737080120?pwd=bFYzd1Y2OXZWV1Rydit1dm5WU2VHZz09>

Chair: Jim Sims

1. Ordinance 20-20 – To Amend Title 2 (“Administration and Personnel”) of the Bloomington Municipal Code (To Establish a Community Advisory on Public Safety Commission)

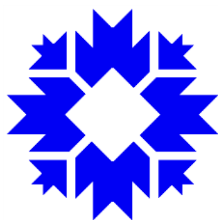
Statement on public meetings during public health emergency:

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: 06 November 2020



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

NOTICE

Thursday, 12 November 2020
Committee Meetings

Committee of the Whole at 5:30 pm

Administration Committee at 6:30 pm

Public Safety Committee at 7:30 pm

Per [Executive Orders](#) issued by the Governor, these meetings will be conducted electronically. The public may access the meetings at the following link:

[via:https://bloomington.zoom.us/j/97737080120?pwd=bFYzd1Y2OXZWV1Rydit1dm5WU2VHZz09](https://bloomington.zoom.us/j/97737080120?pwd=bFYzd1Y2OXZWV1Rydit1dm5WU2VHZz09)

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 and its committees to participate in meetings electronically;
- posting notices and agendas for meetings solely by electronic means (See <https://bloomington.in.gov/council>);
- using electronic meeting platforms to allow for remote public attendance and participation; and
- encouraging the public to watch meetings via Community Access Television Services broadcast or livestream and encouraging remote submissions of public comment.

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, these gatherings constitute a meeting under the Indiana Open Door Law (I.C. § 5-14-1.5). For that reason, this statement provides notice that these meetings will occur and are open for the public to attend, observe, and record what transpires.

Posted: Friday, 06 November 2020



City of Bloomington
Office of the Common Council

NOTICE

WORK SESSION

Friday, 13 November 2020

12:00pm

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/94203050169?pwd=M243V2hadi9HZC9QRjJBSThTR3NFQT09>

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 and its committees to participate in meetings electronically;
- posting notices and agendas for meetings solely by electronic means (See <https://bloomington.in.gov/council>);
- using electronic meeting platforms to allow for remote public attendance and participation; and
- encouraging the public to watch meetings via Community Access Television Services broadcast or livestream and encouraging remote submissions of public comment.

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.

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)
Total Risk Management Fund –Legal	-
Grand Total Fleet Maintenance Fund (F802)	-

Cumulative Capital Development Fund – Public Works

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

Police Pension Fund- Controller

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

Rental Inspection Program Fund – HAND

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

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.



JOHN HAMILTON
MAYOR

CITY OF BLOOMINGTON

401 N Morton St
Post Office Box 100
Bloomington IN 47402

JEFFREY H. UNDERWOOD
CONTROLLER

CONTROLLER'S OFFICE

p 812.349.3416
f 812.349.3456
controller@bloomington.in.gov

Memorandum

To: Council Members
From: Jeffrey Underwood, CPA, Controller
Date: November 5, 2020
Re: Appropriation Ordinance 20-07

Appropriation Ordinance 20-07 is our comprehensive 2020 year-end appropriation. The total additional appropriation is \$1,530,400. This request covers 11 different funds of which only 4 funds are needing additional funds. The other 7 funds only request moving funds between major categories. This request can be broken down into 4 major components. The first relates to COVID-19 expenditures totaling \$549,000, the second relates to a need to appropriate and move funds from the General Fund into the Risk Management Fund totaling \$694,000 (\$397,000 in the Office of the Controller to be moved to Risk Management therefore the funds are appropriated twice), the third relates to Housing Inspection Funds and our annual appropriation and transfer into the General Fund totaling \$232,000 and finally an appropriation from the General Fund to be transferred to the Parks General Fund for their recover forward project from earlier this year totaling \$50,000. One other issue is related to an unforeseen situation that arose due to the number of payrolls that occur during a given year. In most years this works out to be 26 pay periods however every 4 to 5 years we will have 27 pay periods. 2020 of course would be the year with 27. We followed the instructions from our software company concerning how to budget for the additional pay period, however after the budget was approved and we implemented payroll for this year it was discovered that the software did not correctly calculate the amount needed. The error was identified and corrected by the company however it was too late for us to correct. For the most part departments have been able to cover this shortfall with other funds within their budget. Additional details on our request follows.

General Fund – Various The majority of this ordinance transfers appropriations between departments and categories in order to cover changes between the initial budget prepared, and actual operational results. Unlike previous years, the net effect on the actual appropriation from the General Fund is \$871,400. However, we will be transferring into the Fund as a result of this Ordinance \$549,000 in Covid-19 funding as a part of the State's and City's federal assistance. In addition, we will be transferring in \$232,000 from the Rental Inspection Fund for a total of \$781,000 which nets out to a net fiscal impact of \$90,000 from the General Fund balance. This ordinance will have no fiscal impact on the City's property tax rate.

- a. **Animal Care & Control** – the **Public Works Department** is requesting a \$25,000 transfer from Classification 3 – Services to Classification 1 – Personnel Services. This will assist in covering for the 27th pay period and higher than anticipated temporary salaries & wages.
- b. **Public Works Administration** – the **Public Works Department** is requesting a \$9,000 transfer from Classification 3 – Services to Classification 1 – Personnel Services to assist in covering costs for the 27th pay period. In addition, this request releases \$38,000 from Classification 3 - Services, as projected expenses will be below budget for 2020. The funds are being released to cover shortfalls in other General Fund departments.
- c. **Clerk** – the **Office of the Clerk** is requesting a \$2,500 transfer from Classification 3 – Services to Classification 1 – Personnel Services to assist in covering costs for the 27th pay period and increases in salaries for new personnel.
- d. **Community and Family Resources** – the Community & Family Resources Department is requesting a \$50,000 transfer from Classification 1 – Personnel Services to Classification 3 – Services. In addition, they are requesting an additional appropriation of \$104,000. The combination of these requests is an increase in their Classification 3 to appropriate \$100,000 to be used as the City's portion of funding for the County's COVID-19 testing facility. An additional \$54,000 is being requested to be used to fund the City's portion of a temporary Women's Winter Shelter.
- e. **Common Council** – the **Office of the Common Council** is requesting a \$6,800 transfer from Classification 3 – Services to Classification 1 – Personnel Services. In addition the office is requesting an additional appropriation of \$3,200 in Classification 1 – Personnel Services. The combination of this transfer and additional funds will assist in covering costs for the 27th pay period.
- f. **Controller** – the **Office of the Controller** is requesting a \$50,000 transfer from Classification 1 – Personnel Services to Classification 3 – Services. In addition the office is requesting an additional appropriation of \$397,000 in Classification 3 – Services. The combination of this transfer and additional appropriation will be used to transfer funds to the Risk Management Fund and the Parks General Fund.
- g. **Economic & Sustainable Development** – the Economic & Sustainable Department is requesting to release \$20,000 from Classification 1 – Personnel Services and \$40,000 from Classification 3 – Services. These savings are the result of positions that were vacant during the year and services/programs that were not able to be held due to COVID-19 restrictions. The funds are being released to cover shortfalls in other General Fund departments.

- h. **Fire** – the Fire Department is requesting a transfer of \$175,000 from Classification 3 – Services to Classification 1 – Personnel Services. In addition the department is requesting an additional appropriation of \$60,000 in Classification 1 – Personnel Services. The combination of this transfer and additional funds will assist in covering costs for the 27th pay period and additional overtime needed to cover for COVID-19 absences.
- i. **Legal** – the **Legal Department** is requesting a \$5,000 from Classification 3 – Services to Classification 1 – Personnel Services. This transfer will assist in covering the costs for the 27th pay period. The department is also requesting to release \$1,000 from Classification 2 – Supplies and an additional \$10,000 from Classification 3 – Services. The \$11,000 net decrease in funds is being released to cover shortfalls in other General Fund departments.
- j. **Mayor** – the **Office of the Mayor** is requesting a \$26,000 transfer from Classification 3 – Services to Classification 1 – Personnel Services. In addition the office is requesting an additional appropriation of \$4,000 in Classification 1 – Personnel Services and \$2,200 in Classification 2 – Supplies. The net increase of \$6,200 will be used to assist in covering costs for the 27th pay period as well as funding for additional supplies to cover for COVID-19 expenditures.
- k. **Police** – the **Police Department** is requesting a \$9,200 transfer from Classification 3 – Services to Classification 2 – Supplies. This transfer will assist in covering costs associated to supplies needed due to COVID-19. The office is also requesting a transfer of \$9,000 from Classification 4 – Capital to Classification 2 – Supplies to cover repairs to damaged vehicles. In addition the office is requesting an additional appropriation of \$275,000 in Classification 1 – Personnel Services. These funds will be used to cover for COVID-19 overtime and absences as well as costs related to the contract between the City and the Police Union which was ratified after the 2020 budget was adopted. Additionally the department is requesting an additional appropriation of \$27,800 in Classification 2 – Supplies to cover additional supplies needed due to COVID-19.
- l. **Human Resources** – the **Human Resources Department** is requesting to release \$185,000 from Classification 1 – Personnel Services and \$10,000 from Classification 3 – Services. The bulk of the released funds related to funds that were budgeted in Classification 1 – Personnel Services for the final implementation from the results of the Salary study. The total of \$195,000 is being released to cover shortfalls in other General Fund departments.

- m. **Information Technology** – the office of Information Technology Services is requesting an additional appropriation of \$70,000 in Classification 1 – Personnel Services, \$140,000 in Classification 3 – Services and \$100,000 in Classification 4 – Capital for a total request of \$310,000. The request for Classification 1 – Personnel will assist in covering costs for the 27th pay period as well as funding for a position created and filled mid-year. The remaining request will be used to cover cost related to equipment and services needed to serve employees working remotely due to COVID-19 restrictions.
 - n. **Board of Public Safety** – the **Legal Department** is requesting an additional appropriation of \$200 in Classification 1 – Personnel Services. The additional funds will be used to assist in covering costs for the 27th pay period.
 - o. **Public Works Facilities Maintenance** – the **Public Works Department** is requesting a \$10,000 transfer from Classification 2 – Services and \$20,000 from Classification 4 to Classification 2 – Services. These transfers will be used for ongoing repairs and maintenance to the Showers City Hall HVAC systems. In addition the department is requesting an additional appropriation of \$23,000 in Classification 1 – Personnel Services. These additional funds will assist with additional temporary staff as a part of the brighten B-town project and assist in covering costs for the 27th pay period.
 - p. **Planning & Transportation** – the **Planning & Transportation Department** is requesting to release of \$2,000 from Classification 2 – Supplies and \$29,000 from Classification 3 – Services. This release of funds is mainly due to a reduction in the use of supplies along with travel & training due to the restrictions created by COVID-19. The total of \$31,000 in funds is being released of to cover shortfalls in other General Fund departments.
- 2. **Public Safety Local Income Tax Fund – Central Dispatch** is requesting an \$11,050 transfer of funds from Classification 2 – Supplies to Classification 3 – Services. This transfer is needed to pay for needed unanticipated repairs to HVAC and related systems. There is no fiscal impact due to this request.
 - 3. **Non Reverting Telecommunications Fund** – the **Information Technology Services Department** is requesting a transfer of \$3,000 from Classification 3 – Services to Classification 4 – Capital. This will cover the purchase of equipment to assist with staff working remotely due to Covid-19. There is no fiscal impact due to this request.
 - 4. **Alternative Transportation Fund** – the **Police Department** – is requesting a transfer \$15,000 from Classification 3 - Services to Classification 1 – Personnel Services - \$4,500 to cover 27th pay period and to Classification 2 – Supplies to cover higher than expected credit card fees from payments for permits. There is no fiscal impact due to this request.

5. **Parking Meter Fund** – the **Parking Service Division** is requesting a transfer of \$51,800 from Classification 2 – Supplies to Classification 3 – Services. This will cover costs associated with transitioning staff and equipment from the Police Department to the Parking Services Division. There is no fiscal impact due to this request.
6. **Sanitation Fund** – the **Public Works Department** is requesting an additional appropriation of \$30,000 increase in Classification 1 – Personnel Services to cover the need to employ 2 additional temporary employees needed to cover absences related to COVID-19. They are also requesting a transfer of \$20,000 from Classification 2 – Supplies to Classification 3 – Services. This will be used to cover fees related to increases in solid waste and recycling tonnages related to shelter in place restrictions due to COVID 19. There is no fiscal impact due to this request as the additional funds have been previously budgeted for in the General Fund.
7. **Risk Management Fund** – the **Legal Department** is requesting a transfer of \$2,000 from Classification 2 – Supplies to Classification 1 – Personnel Services to cover costs related to the 27th pay period. They are also requesting a transfer of \$7,000 from Classification 2 – supplies and an additional appropriation of \$397,000 to cover the settlement of 2 long standing serious worker compensation cases. There is no fiscal impact due to this request as the funds will be transferred in from the General Fund.
8. **Fleet Maintenance Fund** – the **Public Works Department** is requesting a transfer of \$10,000 from Classification 3 – Services to Classification 1 – Personnel Services to cover costs related to the need for an additional temporary employee to cover an increase in repair and maintenance services and a transfer of \$5,000 from Classification 3 – Services to Classification 2 – Supplies to cover costs related to purchase additional small tools and equipment. There is no fiscal impact due to this request.
9. **Cumulative Capital Development Fund** – the **Public Works Department** is requesting to transfer \$100,000 from Classification 2 – Supplies to Classification 3 – Services to accommodate the contracting of companies to provide services related to the Neighborhood Sidewalk repair program. There is no fiscal impact due to this request.
10. **Police Pension Fund** – the **Controller Office** is requesting a transfer of \$200 from Classification 3 – Services to Classification 1 – Personnel Services to cover costs related to the 27th pay period. There is no fiscal impact due to this request.

11. Rental Inspection Program – HAND In 2012 the state legislature created new rules regarding rental inspection programs. This requires the City to deposit receipts from the program in a designated fund. As of September 30, that fund has collected approximately \$232,000 for the 11 prior months. Although the revenue is now accounted for in the new fund, expenses for the program are still appropriated in the general fund. As such, we will be creating an invoice to reimburse the general fund from the rental inspection program fund. There is no fiscal impact to this fund as this is simply a transfer of revenues collected in this fund to the General Fund where the expenses for the program are budgeted and paid. This has a positive fiscal impact of \$232,000 to the General Fund.

Thank you for your consideration of this request. As always, I am happy to answer questions related to this request.



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.

ORDINANCE 20-20

TO AMEND TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE BLOOMINGTON MUNICIPAL CODE (To Establish a Community Advisory on Public Safety Commission)

WHEREAS, the City of Bloomington’s Comprehensive Plan lists as two of its core principles to “Fortify our strong commitment to equality, acceptance, openness and public engagement” and “Fortify our progress toward improving public safety and civility;” and

WHEREAS, on May 6, 2020, the Bloomington Common Council unanimously adopted Resolution 20-06, entitled “Denouncing and Condemning White Nationalism and White Supremacy,” in which it pledged “to continue pursuing policies and directing appropriate resources to ensure civil and human rights are protected and afforded to all individuals;” and

WHEREAS, law enforcement in particular and public safety in general are areas where the City of Bloomington must ensure that civil and human rights are protected for all residents and visitors; and

WHEREAS, public safety is a concept with broad meaning across community demographics; and

WHEREAS, the voices of marginalized community members are often unheard, minimized, or dismissed; and

WHEREAS, some members of our community do not feel safe, related to:

- Race;
- Gender;
- Disability;
- Mental health challenges;
- Sexual orientation;
- Sexual identity;
- Housing status;
- Experiencing domestic violence;
- Experiencing addiction;
- Previous incarceration;
- Or the intersectionality of some or all of these factors; and

WHEREAS, Bloomington law enforcement officers are overburdened with matters outside the scope of traditional law enforcement training and expertise (e.g. homelessness, substance abuse, mental health crises, etc.); and

WHEREAS, data-driven research about, and real-life examples of, improving public safety by means other than traditional policing exist and are available for study and possible application in Bloomington; and

WHEREAS, the only existing citizen commission that works in the field of public safety is the Board of Public Safety, with all five members appointed by the Mayor, as per Indiana state code. The Board of Public Safety “shall have control and oversee the police and fire department of the city pursuant to statute, and shall have the

authority to allow and approve claims” (BMC 2.17.030) but it is not specifically charged with investigating new approaches to public safety; and

WHEREAS, the City has set a Comprehensive Plan Goal 1.2, Health & Safety, to “Support programs and strategies that sustain and enhance the health and safety of residents and visitors.”

WHEREAS, there is a need to gather public input and recommendations on public safety in the City; and

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

SECTION 1. Establishment of the Community Advisory on Public Safety Commission.

There is hereby established a Community Advisory on Public Safety Commission in the Common Council Office.

SECTION 2. Goal. The goal of the Community Advisory on Public Safety Commission is to increase the safety of all Bloomington community members, especially those often marginalized due to race, disability, gender, sexual identity, or sexual orientation.

SECTION 3. Code changes. A new section of the Bloomington Municipal Code, Section 2.12.120 “Community Advisory on Public Safety Commission” shall be added to the table of contents and the text of Title 2 and shall read as follows:

Section 2.12.120 “Community Advisory on Public Safety Commission”

- (a) Establishment and Purpose. There shall be established a Community Advisory on Public Safety Commission (“Commission”), which shall:
 - (1) perform research and gather data on the perceptions and preferences about public safety from community members, with specific focus on perceptions and preference data gathered from minority community members, individuals who are disabled, and other often marginalized community members; and
 - (2) research evidence-based alternatives to traditional policing; and
 - (3) identify best practices in public safety globally and evaluate the efficacy of such practices for implementation in Bloomington.
 - (4) make recommendations to the Common Council, the Board of Public Safety, and/or the Mayor or the Mayor’s designee on policies and programs that enhance public safety for all community members.
- (b) General. This Commission is subject to the general provisions of Section 2.08.020 of the Bloomington Municipal Code.
- (c) Appointments. The Commission shall be composed of eleven (11) voting members appointed by the Common Council. Each member shall have one (1) vote and shall serve without compensation.
- (d) Qualifications. Citizen appointments to the Commission must be at least eighteen years of age and reside within the City of Bloomington. Strongly encouraged to apply are residents who are historically underrepresented in local government. Such groups may include, but are not limited to residents:
 - (1) who are Black;
 - (2) who are Latinx;

- (3) who are people of color;
 - (4) with disabilities;
 - (5) who are experiencing or who have experienced mental health challenges;
 - (6) who express non-binary gender identity or are non-cisgender;
 - (7) who are experiencing or who have experienced homelessness;
 - (8) who are experiencing or who have experienced domestic violence;
 - (9) who have a previous record of incarceration;
 - (10) with addictions; and
 - (11) who have a demonstrated background of empowering historically disadvantaged groups and working to further racial, social, and economic equity.
- (e) Officers. Officers shall be selected by a vote of the commission members annually.
- (f) Meetings. The Commission shall meet one time each month, every month of the year, unless it decides to cancel the meeting. At least four meetings shall be held each year.
- (g) Staffing. The Common Council staff shall provide general administrative support for the Commission.
- (h) Terms. The initial terms of five city resident appointments shall expire on January 31, 2022. The term of the remaining initial six city resident appointments shall expire on January 31, 2023. Thereafter, all terms of city resident appointments shall be for two years and expire on January 31.
- (i) Powers and Duties.
- (1) In its actions, the Commission shall seek to promote transparency, accountability, a collaborative spirit, long-term and strategic thinking, and effective risk management.
 - (2) The commission shall:
 - (A) gather data about perceptions and preferences regarding public safety, specifically from: racial minority; economically disadvantaged; and marginalized residents of Bloomington.
 - (B) research evidence-based approaches to public safety focusing on those approaches outside the scope of traditional policing, including, but not limited to:
 - i. the establishment of an alternate crisis response phone number;
 - ii. investments in mental health care, addiction treatment, community centers, and/or job training to mitigate the causes of crime; and
 - iii. all other innovative approaches.
 - (C) explore best practices in socially and racially just public safety measures in cities across the US and worldwide, and to examine which ideas may best be implemented in Bloomington;
 - (D) make recommendations to the Bloomington Common Council, the Board of Public Safety, and the Mayor's administration on policies and programs that enhance public safety for all community members;
 - (E) promote a broader view of public safety through education and outreach programs;
 - (F) provide an annual report of its activities to the Common Council, Mayor and the public.

SECTION 4. If any section, sentence, or provision of this ordinance, or application thereof to any person or circumstance shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions or application of this ordinance which can be given effect without the invalid provision or application, and to this end the provision of this ordinance are declared to be severable.

SECTION 5. This ordinance shall be in effect after its passage by the Common Council and approval of the Mayor, any required publication or other promulgation in accordance with the law.

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 is authored by Councilmembers Piedmont-Smith, Rosenbarger, and Flaherty and amends Title 2 of the Bloomington Municipal Code (Administration and Personnel) to create an 11-member Community Advisory on Public Safety Commission. This Commission would, among other duties, research and make recommendations to the Common Council and the Mayor on matters of public safety.

Community Advisory on Public Safety (CAPS) Commission

RATIONALE

Because public safety means different things to different people, and because the voices of marginalized folks are often not heard or listened to, we propose the formation of a Community Advisory on Public Safety Commission.

All members of the Bloomington community have a right to feel safe. It has become apparent that some Bloomingtonians do not feel safe because of negative police interactions, both on the local and national levels, with Black people and people of color, as well as people with mental health issues and addictions. At the same time, police are being asked to do too much. The police, who are trained in law enforcement, are not the most appropriate organization to address issues that require social supports and interventions (for example, mental health crises, substance misuse, homelessness). We recognize that there are a multitude of structural and resource inequalities in our community that can lead to behaviors defined by law as criminal, but potentially solved by additional social resources and support.

We seek to better understand perceptions of public safety in Bloomington among demographic groups who don't normally have a seat at the tables of power, including city government. We also seek to improve upon our current public safety system through methods other than traditional policing, learning from programs, both successful and unsuccessful, tried in other communities. Our goal is to increase the safety of Bloomingtonians, especially those most vulnerable among us.

We therefore seek to establish a Community Advisory on Public Safety (CAPS) Commission appointed by the Bloomington City Council. The Commission should be an official body under Bloomington Municipal Code to ensure that its work will be ongoing and that its recommendations will be heeded by the City Council. A fully independent group not affiliated with the City would be more easily discounted by the City Council and by the Mayor's administration.

COMPOSITION

The Commission shall have 11 members, all appointed by the City Council. We consider appointments by the City Council to be more broadly representative of the community than appointments by the Mayor. Like all city commissions, interested participants must apply to be a member and will be appointed by the appropriate standing committee of the City Council after an application and interview process. Individuals from traditionally underrepresented groups are especially encouraged to apply to be on the commission. Such groups may include, but are not limited to, Black people, Latinx people, those experiencing mental health challenges, those with physical disabilities, those who express non-binary gender identity or are non-cisgender, those experiencing or having experienced homelessness, those experiencing or having experienced drug addiction, those experiencing or having experienced domestic violence, and those with a record of previous incarceration. Individuals who work directly with or serve one or more of these groups are also encouraged to apply. In the words of one community member:

“The leaders and the most heard voices should be those most impacted as long as they feel comfortable in that position. If they do not then those who support them must carry their message. It is vital that we follow the marginalized voices’ direction in this effort since their experiences and reality is why change must be made. If we, as supporters, create the narrative in this work, we are no different than any other abusive system.” - Debra Morrow, Executive Director of Middle Way House

Like with all city boards and commissions, the CAPS Commission meetings will be open to the public.

DUTIES

(A) To gather data about perceptions and preferences regarding public safety, specifically from groups of individuals that do not fall into the majority racial and economically advantaged demographics, as well as marginalized populations, of Bloomington.

(B) To research evidence-based approaches to public safety other than traditional policing, including but not limited to the establishment of an alternate crisis response phone

number, investments in mental health care, addiction treatment, community centers, or job training (among other areas) to mitigate the causes of crime, and other innovative approaches.

(C) To explore best practices in socially and racially just public safety measures in cities across the US and worldwide, and to examine which ideas may best be implemented in Bloomington.

(D) To make recommendations to the Bloomington Common Council and the Mayor's administration on policies and programs that enhance public safety for all community members.

(E) To promote a broader view of public safety through education and outreach programs.

(F) To provide an annual report of its activities to the Common Council, Mayor and the public.

COMMUNITY VOLUNTEERS

The Commission is encouraged to work with community volunteers who can provide support with research, data analysis, report writing, public outreach, and other needs of the Commission. The work of community volunteers will be directed by the Commission.

SUGGESTED TIMELINE FOR YEAR 1

Our overall goal is to have a set of recommendations from the CAPS Commission in time to incorporate any with financial implications into the budget proposal for calendar year 2022.

- Bloomington City Council establishes the Commission by November 4, 2020
- Application process opens by November 9 and interviews start by November 16, 2020
- Seats filled by December 31, 2020
- CAPS Commission performs a needs assessment/collects data through February 26, 2021
- CAPS Commission analyzes data, does additional data collection as needed and prepares a report for City Council by April 30, 2021
- CAPS Commission prepares a list of priority actions and prepares recommendations/proposals for the City Council's consideration by May 31, 2021
- City Council reviews recommendations/proposals for inclusion in the 2022 City Budget

Frequently Asked Questions

Council Sponsors of Ord. 20-20: Matt Flaherty, Isabel Piedmont-Smith, Kate Rosenbarger

1. If the Board of Public Safety oversees public safety issues in Bloomington, how will the CAPS Commission work with the BPS?

The CAPS Commission will be independent of the Board of Public Safety (BPS) because it has an entirely different focus. According to Indiana code, the Board of Public Safety members are appointed by the Mayor and "**serve at the pleasure of the mayor.**" According to Bloomington Municipal code 2.17.030, "the board of public safety shall have control and oversee the police and fire department of the city pursuant to statute, and shall have the authority to allow and approve claims."

The CAPS Commission will **not** be providing oversight of the BPD. The CAPS Commission will recommend new ways in which our community can provide and improve public safety. If any of these methods involve changes in how the police department is run or structured, and if the mayor's administration and the City Council accept these recommended methods, the executive and legislative branches will work with the BPD, the BPS, and any other statutory body required to be consulted in order to implement such changes.

2. The city and various local leaders have been working with the Divided Community Project to develop a Task Force on the Future of Policing. Why do we need both entities?

The focus of the two groups is complementary but not duplicative. The CAPS Commission is focused on what public safety means to the community at large. Results of the research are still to be determined. We do not want to presuppose what the outcomes or recommendations will be. Based upon the DRAFT proposal provided by the Divided Communities local leadership, the Future of Policing Task Force will, at least in the short term, be focused on improving the police force. It is hoped that the two groups will share information and, as appropriate, collaborate.

The sponsors' goal in forming the CAPS commission is to hear from a variety of underrepresented and underserved communities in Bloomington, including Black, Indigenous and People of Color (BIPOC) but also including other demographic groups such as people who have experienced (or are experiencing) homelessness, domestic violence, and/or addiction. The Task Force on the Future of Policing is part of the mayor's Plan to Advance Racial Equity and seems to have race as a focal point.

3. How would the CAPS Commission work with emergency dispatch? With city, county, and other local law enforcement (including IU Health Bloomington Hospital security)?

The CAPS Commission might use emergency dispatch data or data from various law enforcement organizations as it gathers information. Until all data gathering and analysis has been completed, it is impossible to state what other interactions or impact the CAPS Commission might have on these organizations. Joint meetings or working groups with members of CAPS and other related organizations can be used to implement goals adopted by the City Council and the mayor's administration. The focus of the CAPS Commission will, however, be the City of Bloomington and not the greater area of Monroe County.

4. A public-private partnership has recently launched the Stride Center where individuals with mental health problems and/or addictions can be connected to social service support. How will the CAPS Commission and the Stride Center work together?

The Stride Center is an excellent addition to the services available in Bloomington. However, as it currently exists, the only way to enter the Stride Center is through local law enforcement intervention. The CAPS Commission is hoping to determine how intervention by the police department can be prevented, i.e. how our community can provide services in order to minimize unnecessary police intervention. This will serve not only the community members but also the police as it will reduce their workload.

5. Where did the idea for the CAPS Commission come from?

The proposal evolved from concerns expressed by members of the public at two City Council Public Safety Committee meetings who advocated for the study and consideration of policing alternatives and a broader review of public safety that goes beyond policing. The initial draft of the proposal was written by Cathi Crabtree and Molly Stewart. A petition regarding policing and public safety, received by the city council from a group of 152 residents during the budget process, also advocated for a group like the CAPS Commission. Specifically, it called for the creation of "a committee composed of community members from a wide variety of identities to provide input and gather information from vulnerable people who have lived experience in order to learn more from them about what creates a safe community." The intent of the ordinance's sponsors is to use the council's legislative authority to simply create a structure for such study and community input, in line with what many community members have advocated for in recent months.

6. Are you trying to create a program like CAHOOTS in Eugene, Oregon?

The sponsors of Ordinance 20-20 have not decided on the best ways to improve public safety in Bloomington. The purpose of the CAPS Commission is to give input into this matter, and to recommend tools to improve public safety for all in our community, especially the most vulnerable. Commission members may look at the CAHOOTS program in Eugene, Oregon, but we are not setting their agenda.

According to their website, “CAHOOTS (Crisis Assistance Helping Out On The Streets) provides mobile crisis intervention 24/7 in the Eugene-Springfield Metro area. CAHOOTS is dispatched through the Eugene police-fire-ambulance communications center, and within the Springfield urban growth boundary, dispatched through the Springfield non-emergency number. Each team consists of a medic (either a nurse or an EMT) & a crisis worker (who has at least several years experience in the mental health field).” CAHOOTS has operated as a non-profit agency for 31 years with financial support from the Eugene and Springfield governments. In 2019, 17% of 911 calls in Eugene were diverted from police to CAHOOTS.

7. Are you trying to create an emergency helpline that does not connect with the police? If so, how is this related to BLM B-Town’s “Make the Right Call” campaign?

As stated for Question 5, the sponsors of Ord. 20-20 do not know what recommendations the CAPS Commission will come up with. However, section (i) of the ordinance specifies that in researching evidence-based approaches to public safety, the Commission will explore the possibility of an alternate crisis response phone number. Whether or not the commission ultimately recommends this approach is not predetermined. They may research an alternative help line and recommend this to city government, but they may not. We thank BLM B-Town for their leadership with the “Make the Right Call” campaign and agree that calling the police does not always lead to the best solutions to community problems.

8. What is the educational role of the CAPS Commission?

The educational component of the CAPS Commission is anticipated to be two-fold. First, the Commission will provide annual reports to the City Council and Mayor, and these reports will be presented in a public meeting and made available to the public. Second, we expect CAPS to facilitate community conversations regarding perceptions of public safety and how these may differ depending on demographic factors. The Commission will promote a broader view of public safety through education and outreach programs, whose format will be decided by the Commission.

9. How will members of the commission be appointed?

Individuals interested in serving on the commission will go through the same process as for any other city commission, with an application through OnBoard, and considering the demographic groups we are targeting, the sponsors plan to work with the City Clerk to see if hard copy paper applications can also be accepted. As is stated in the ordinance, applications from Black/African American residents, Latinx residents, those experiencing mental health challenges, those with physical disabilities, those who express non-binary gender identity or are non-cisgender, those experiencing or having experienced homelessness, those experiencing or having experienced drug addiction, those

experiencing or having experienced domestic violence, and those with a record of previous incarceration will be particularly encouraged to apply. The sponsors of Ord. 20-20 and the residents who brought the proposal forward intend to reach out to organizations that work with underrepresented groups and collaborate with them to urge people who don't normally have a seat at the table to apply.

According to the City Council's normal process, applications will be reviewed by the relevant standing committee, in this case the Public Safety Committee, who will then conduct interviews and select those to recommend for appointment by the City Council as a whole.

10. Is this a case of white people telling BIPOC what to do?

No. This proposal is coming from council members who would like to create a venue for people to be heard, and for themselves, as council members, to be better informed. The legislation does not dictate what the CAPS Commission should ultimately recommend to the city government to improve public safety. The legislation creates a mechanism whereby city government can hear from individuals who, due to their demographic characteristics, generally don't have a seat at the tables of power and who are particularly vulnerable in today's society due to bigotry of various kinds. While BIPOC did not play a direct role in writing the legislation to bring to council, the initial proposal was informed by outreach to many community groups and individuals, including BIPOC. That said, the ordinance sponsors have heard the criticism that BIPOC could have been more centrally included in drafting the legislation, and we take that criticism to heart.

We would also like to emphasize that this proposed legislation acts as a starting point to the public engagement process. The Public Safety Standing Committee is holding its first public meeting to discuss the proposal on October 28. We hope to hear from community members at that time and are open to amending our legislation through further discussion..

October 16, 2020

Dear City Council Members and Mayor John Hamilton,

The Bloomington Homeless Coalition strongly agrees with the need for a city commission focused on meeting the various safety needs of the city's marginalized constituents, including but not limited to individuals experiencing homelessness. Our organization is trying to meet these needs, but the support and coordination of a city commission and city council consideration of commission recommendations would, we believe, help move our solutions further, faster. In this letter we want to share with you just a few of the examples of the kinds of needs we are seeing and the partial solutions that we are providing, to give you a sense of the need and to assure you that the idea of safety is complex and needs some attention.

Our members, who are all homeless or previously-homeless individuals, often have immediate, acute needs that are related to safety. We have a rapid response team in place to meet these needs through a network of community volunteer time and donations; this team is built on trusting relationships between our members and the first line of responders. For example, the team mobilizes warm clothing and blankets on cold nights, provides mediation for interpersonal arguments, and counsels members on how to get their own needs for time and space as much as possible (for example, how to set and enforce interpersonal boundaries). We help create a plan of action to keep our members safe in the face of diverse and fluctuating challenges.

We also collaborate with another local group to provide weekly medical assistance time. This generally entails giving advice on bigger medical issues (e.g., when to see a doctor or go to the ER) and treatment for small things such as wound care and insect bites. The local group we coordinate with is creating personal individual first aid/insect bite kits and passing those out to our members as supplies are acquired. We also provide transportation to the hospital or other medical appointments as well as companionship in waiting rooms, as this environment is sometimes unfamiliar and uncomfortable for some of our members. We have also needed to advocate for our members when calling 911 in true emergencies, as dispatchers and EMS are sometimes slow to respond to the needs of the homeless. As observers, we ensure that they are being treated equally as their housed, more financially advantaged neighbors. We also ensure that they receive equitable treatment at the ER, which unfortunately is a persistent problem with IU Health staff.

Our last example is helping to deescalate situations during which our members feel fear because law enforcement is nearby. We act as a communication bridge in these situations, trying to understand what is happening (why law enforcement is present) and explain to our members whether there is in fact a real threat being posed to them. One recent specific example of this is when several (more than ten) IUPD armed (but not uniformed or labeled) cadets were riding bikes through Switchyard Park at night. Our members did not know who they were, but knew they were armed. When our rapid response team arrived, we assessed the situation and defused our members' fears.

We appreciate that multiple members of City Council have met with us and heard some of our members' concerns already, and we strongly support the creation of the CAPS Commission so that we can all continue coordinating our efforts to keep all people in Bloomington safe. Please feel free to reach out to us at the email address below if you have any follow-up questions for us or our members.

Sincerely,

Janna Arthur
Marc Teller

Bloomington Homeless Coalition Board Members
btownhc@yahoo.com