

City of Bloomington Common Council

Legislative Packet

Containing materials related to the following meetings:

Wednesday, 18 November 2020

Regular Session immediately followed by

*Administration Committee**

6:30 PM

**Please see the notes on the [Agenda](#) about this week's Standing Committee and about 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](#).

**NOTICE AND AGENDA
THE BLOOMINGTON COMMON COUNCIL**

**REGULAR SESSION
IMMEDIATELY FOLLOWED BY THE
ADMINISTRATION COMMITTEE***

WEDNESDAY, 18 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/99358804127?pwd=WEhmcmJSWGhPZlFUV29uNUF0REZIUT09>

I. ROLL CALL

II. AGENDA SUMMATION

- III. APPROVAL OF MINUTES** December 4, 2019 (Regular Session)
January 8, 2020 (Organizational Meeting)
February 5, 2020 (Regular Session)
February 20, 2020 (State of the City)

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

- 1. Councilmembers**
- 2. The Mayor and City Offices**
 - Presentation on Draft Final Master Plan for Hospital Site Redevelopment
- 3. Council Committees**
- 4. Public****

V. APPOINTMENTS TO BOARDS AND COMMISSIONS

VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS

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)

Administration Committee Recommendation (12 Nov 2020): Do Pass: 4-0-0

2. Resolution 20-17 - Authorizing the Allocation of the Jack Hopkins Social Services - Recover Forward Funding Cycle Funds for the Year 2020 and Related Matters

Jack Hopkins Social Services Funding Committee Recommendation
on amounts and purposes for funding (26 Oct 2020): 7-0-0

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

Public Safety Committee Recommendation (12 Nov 2020): Do Pass: 1-0-3

VII. LEGISLATION FOR FIRST READING

1. Ordinance 20-29 - To Amend Title 1 (General Provisions) of the Bloomington Municipal Code - Re: Amending Chapter 1.08 to Harmonize the Design of the City Logo and City Seal

VIII. ADDITIONAL PUBLIC COMMENT**

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

IX. COUNCIL SCHEDULE

X. ADJOURNMENT

*A meeting of this Committee is scheduled pursuant to a preliminary referral of anticipated legislation by the Council President. At its November 18, 2020 Regular Session, the Council may confirm this preliminary referral, or refer legislation to a different Council committee, including the Committee of the Whole. Therefore, notice is provided that a committee meeting will occur and will be open for the public to attend, observe, and record what transpires.

**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.

(Continued on next page)

Posted: 13 November 2020

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL**

**ADMINISTRATION COMMITTEE*
IMMEDIATELY FOLLOWING THE REGULAR SESSION**

WEDNESDAY, 18 NOVEMBER 2020

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Chair: Steve Volan

1. Ordinance 20-29 - To Amend Title 1 (General Provisions) of the Bloomington Municipal Code - Re: Amending Chapter 1.08 to Harmonize the Design of the City Logo and City Seal

Asked to attend: Nicole Bolden, City Clerk

*A meeting of the Administration Committee is scheduled pursuant to a preliminary referral of anticipated legislation by the Council President. At its November 18, Regular Session, the Council may confirm this preliminary referral, or refer legislation to a different Council committee, including the Committee of the Whole. Therefore, notice is provided that a committee meeting will occur and will be open for the public to attend, observe, and record what transpires.

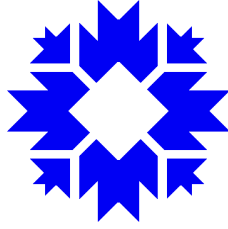
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Posted: 13 November 2020



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

NOTICE

Wednesday, 18 November 2020 at 6:30 PM
***Regular Session immediately followed by the
Administration Committee****

**A meeting of the Administration Committee is scheduled pursuant to a preliminary referral of anticipated legislation by the Council President. At its November 18 Regular Session, the Council may confirm this preliminary referral, or refer legislation to a different Council committee, including the Committee of the Whole. Therefore, notice is provided that a committee meeting will occur and will be open for the public to attend, observe, and record what transpires.*

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

Posted: Friday, 13 November 2020



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

Minutes for Approval

December 4, 2019 | January 8, 2020 | February 5, 2020 | February 20, 2020

In the Council Chambers of the Showers City Hall, Bloomington, Indiana on Wednesday, December 04, 2019 at 6:30pm, Council President Dave Rollo presided over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
December 04, 2019

Councilmembers present: Andy Ruff, Allison Chopra (left the meeting at 10:06pm), Isabel Piedmont-Smith, Dorothy Granger (left the meeting at 9:01pm), Dave Rollo, Stephen Volan, Jim Sims, Chris Sturbaum, Susan Sandberg
Councilmembers absent: none

ROLL CALL [6:36pm]

Council President Dave Rollo summarized the agenda.

AGENDA SUMMATION [6:37pm]

There was brief discussion about the agenda order.

There were no minutes for approval.

APPROVAL OF MINUTES

Sturbaum said hello to his mother.

REPORTS

Sims noted that Councilmember Sturbaum made it on time that evening.

- COUNCIL MEMBERS [6:44pm]

Chopra commented on her absences from previous meetings.

There were no reports from the Mayor or city offices.

- The MAYOR AND CITY OFFICES

There were no council committee reports.

- COUNCIL COMMITTEES

Greg Alexander spoke about discouraging car use in Bloomington.

- PUBLIC [6:48pm]

Marc Cornett spoke about gentrification in Bloomington.

There were no appointments to boards or commissions.

APPOINTMENTS TO BOARDS AND COMMISSIONS

LEGISLATION FOR FIRST READING [6:54pm]

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. City Clerk Nicole Bolden read the legislation by title and synopsis.

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

There was brief council discussion of procedural matters.

Volan moved and it was seconded that the council postpone further consideration of Appropriation Ordinance 19-09.

Council comment:

There was council discussion related to the motion to postpone.

The motion to postpone further consideration of Appropriation Ordinance 19-09 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to postpone further consideration of Appropriation Ordinance 19-09 [7:00pm]

Volan moved and it was seconded that Resolution 19-18 be read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Resolution 19-18 To Approve and Authorize the Execution of a Collective Bargaining Agreement between The City of Bloomington and the Fraternal Order of Police, Don Owens Memorial Lodge 88

Volan moved and it was seconded that Ordinance 19-27 be read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Ordinance 19-27 Amending Ordinance 18-17 which Fixed the Salaries of Officers of the Police and Fire Departments for 2019 – Re: Providing a One-Time, \$1,000 Bonus for Officers First Class and Senior Police Officers and Adding a Fire Logistics Officer

Volan moved and it was seconded that Ordinance 19-28 be read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Ordinance 19-28 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

LEGISLATION FOR SECOND
READING AND RESOLUTIONS
[7:03pm]

Volan moved and it was seconded that Ordinance 19-25 be introduced and 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 of the Whole do-pass recommendation of Ayes: 8, Nays: 0, Abstain: 0.

Ordinance 19-25 To Amend Title 8 of the Bloomington Municipal Code, Entitled “Historic Preservation and Protection” to Establish a Historic District – Re: The Near West Side Conservation District (Near West Side Historic Designation Committee, Petitioner)

Volan moved and it was seconded that Ordinance 19-25 be adopted.

Conor Herterich, Program Manager - Historic Preservation, presented the legislation and explained the details of Amendment 01 for Ordinance 19-25.

Amendment 01 to Ordinance 19-25

Councilmember Susan Sandberg moved and it was seconded to introduce Amendment 01 to Ordinance 19-25.

Amendment 01 to Ordinance 19-25 Synopsis: This amendment is requested by staff and is in need of a sponsor. Changes include reconciling properties in Section 1 with Section 2 and providing an Addendum clarifying parts of the map.

There was brief council discussion.

Council questions:

There was no public comment.

Public comment:

There was no council comment.

Council comment:

The motion to adopt Amendment 01 to Ordinance 19-25 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Amendment 01 to Ordinance 19-25 [7:19pm]

There was council discussion of the legislation.

Council questions:

Captain Cindy Hoag spoke about keeping the Salvation Army’s properties excluded from the historic preservation zoning.

Public comment:

Betty Bridgewaters spoke about the legislation and corrected some of the things that Herterich said about the African American community in Bloomington.

Olivia Dorfman explained the process of petitioning the City for historic designation.

Karen Duffy recounted historical stories she had uncovered while researching the Near West Side neighborhood.

Alan Balkema stated that the neighborhood association supported the ordinance and he urged the council to vote in favor of it.

Peter Dorfman spoke about a conversation he had with Professor Henry Glassie about Bloomington architecture.

Randy Cassady spoke about the community in the Near West Side neighborhood.

Marc Cornett urged the council to vote in favor of the ordinance.

There was further council discussion.

The motion to adopt Ordinance 19-25 as amended received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Ordinance 19-23 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis giving the Land Use Committee do-pass recommendation of Ayes: 3, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Ordinance 19-23 be adopted.

Ryan Robling, Zoning Planner, presented the legislation to the council.

Mark Lauchli, Hilltop Meadow, LLC, explained the preliminary plan for the property.

Piedmont-Smith introduced an amendment to Ordinance 19-23.

Reasonable Condition 01 to Ordinance 19-23 Synopsis: This Reasonable Condition is sponsored by Cm. Piedmont-Smith and would reduce the maximum impervious surface area for the development of this site from 65% to 57%. The petitioner is proposing to use RH development standards for this Planned Unit Development and is seeking deviation from the RH district's maximum impervious surface coverage from 50% to 65%. This change to 57% actually reflects plans submitted by the petitioner.

There were no council questions.

There was no public comment.

There was no council discussion.

The motion to adopt Reasonable Condition 01 to Ordinance 19-23 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

There was brief council discussion about the legislation as amended.

There was no public comment.

Ordinance 19-25 (cont'd)

Council comment:

Vote to adopt Ordinance 19-25 as amended [8:06pm]

Ordinance 19-23 To Amend a Planned Unit Development (PUD) District Ordinance and Approve a Preliminary Plan – Re: 1201 W. Allen Street (Hilltop Meadow, LLC, Petitioner)

Reasonable Condition 01 to Ordinance 19-23

Council comment:

Public comment:

Council comment:

Vote to adopt Reasonable Condition 01 for Ordinance 19-23 [8:34pm]

Council questions:

Public comment:

There was additional council discussion related to the legislation.

The motion to adopt Ordinance 19-23 as amended received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Volan moved and it was seconded that Resolution 19-18 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Volan moved and it was seconded that Resolution 19-18 be adopted.

Michael Rouker, City Attorney, gave a presentation on the collective bargaining agreement between the City of Bloomington and the Fraternal Order of Police.

There were no council questions.

Paul Post, President of the Fraternal Order of Police Lodge 88, stated that the police were not happy about the agreement that was reached.

There was brief council discussion.

The motion to adopt Resolution 19-18 received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0. (Granger left the meeting).

Volan moved and it was seconded that Ordinance 19-20 be introduced and 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 of the Whole do-pass recommendation of Ayes: 1, Nays: 0, Abstain: 7.

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

Volan moved and it was seconded to amend his motion to take Ordinance 19-20 off the table.

Caroline Shaw, Director of Human Resources, presented the legislation to the council.

Volan moved and it was seconded to adopt an Amendment by Substitution to Ordinance 19-20.

Piedmont-Smith explained the Amendment by substitution.

There were no council questions.

There was no public comment.

There was no council discussion.

The motion to adopt the Amendment by Substitution to Ordinance 19-20 received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0. (Granger left the meeting).

There were no council questions.

There was no public comment.

There was no council discussion.

Council comment:

Vote to adopt Ordinance 19-23 as amended [8:54pm]

Resolution Ordinance 19-18 To Approve and Authorize the Execution of a Collective Bargaining Agreement between The City of Bloomington and the Fraternal Order of Police, Don Owens Memorial Lodge 88

Council questions:

Public comment:

Council comment:

Vote to adopt Resolution 19-18 [9:05pm]

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

Amendment by Substitution to Ordinance 19-20.

Council questions:

Public comment:

Council comment:

Vote to adopt the Amendment by Substitution to Ordinance 19-20 [9:12pm]

Council questions:

Public comment:

Council comment:

The motion to adopt Ordinance 19-20 as amended received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0. (Granger left the meeting).

Vote to adopt Ordinance 19-20 as amended [9:13pm]

Volan moved and it was seconded that Ordinance 19-27 be introduced and read by title and synopsis only. The motion to introduce Ordinance 19-27 received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0. Clerk Bolden read the legislation by title and synopsis.

Ordinance 19-27 Amending Ordinance 18-17 which Fixed the Salaries of Officers of the Police and Fire Departments for 2019 – Re: Providing a One-Time, \$1,000 Bonus for Officers First Class and Senior Police Officers and Adding a Fire Logistics Officer

Volan moved and it was seconded that Ordinance 19-27 be adopted.

Shaw presented the legislation to the council.

Council questions:

There was brief council discussion.

Public comment:

There was no public comment.

Council comment:

There was no additional council comment.

The motion to adopt Ordinance 19-27 received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0. (Granger left the meeting).

Vote on Ordinance 19-27 [9:23pm]

Volan moved and it was seconded that Resolution 19-19 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Resolution 19-19 To Affirm a Request From the Common Council for the Food and Beverage Tax Advisory Commission to Make a Recommendation for Expenditure of Food and Beverage Tax Revenues Towards Phase II of the Convention Center Expansion Project

Volan moved and it was seconded Resolution 19-19 be adopted.

Volan presented the legislation to the council and explained the details of Resolution 19-19.

Council questions:

There was council discussion.

Public comment:

Julie Thomas, Monroe County Commissioner, spoke about the need for the City and County to work collaboratively.

Penny Githens, Monroe County Commissioner, urged the Council to not pass any appropriations unless there was a written agreement between the City and the County that required both of them to sign off on contract agreements involving the convention center.

Lee Jones, Monroe County Commissioner, spoke about Monroe County's desire to create a Capital Improvement Board (CIB).

Thomas spoke again and asked the Council to wait for a CIB structure to be in place before they approved funding. Thomas also asked the Council to commit to approving any contracts in collaboration with the county.

Eric Spoonmore, President of the Monroe County Council, spoke about his support of the creation of a Capital Improvement Board.

Council comment:

There was additional council discussion.

There was a brief council recess.

Volan moved and it was seconded that Amendment 01 to Resolution 19-19 be adopted.

Amendment 01 to Resolution 19-19

There were no council questions.

Council questions:

Thomas thanked the council for the amendment.

Public comment:

Guthrie said the administration did not have an objection to the amendment.

Spoonmore said he supported the amendment.

There was brief council discussion.

Council comment:

The motion to adopt Amendment 01 to Resolution 19-19 received a roll call vote of Ayes: 7, Nays: 0, Abstain: 0. (Granger, Chopra left the meeting).

Vote to adopt Amendment 01 to Resolution 19-19 [10:39pm]

There were no council questions.

Council questions:

There was no public comment.

Public comment:

There was brief council discussion.

Council comment:

The motion to adopt Resolution 19-19 as amended received a roll call vote of Ayes: 7, Nays: 0, Abstain: 0. (Granger, Chopra left the meeting).

Vote to adopt Resolution 19-19 as amended [10:43pm]

There was no additional public comment.

ADDITIONAL PUBLIC COMMENT

Dan Sherman, Council Attorney, reviewed the upcoming schedule.

COUNCIL SCHEDULE [10:43pm]

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

ADJOURNMENT [10:45pm]

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, January 8, 2020 at 6:30pm, Council President Dave Rollo presided over an Organizational Meeting of the Common Council.	COMMON COUNCIL ORGANIZATIONAL MEETING January 8, 2020
Councilmembers present: Matt Flaherty, Isabel Piedmont-Smith, Dave Rollo (left at 8:52pm), Kate Rosenbarger, Susan Sandberg, Sue Sgambelluri, Jim Sims, Ron Smith, Stephen Volan Councilmembers absent: none	ROLL CALL [6:32pm]
Council President Dave Rollo summarized the agenda.	AGENDA SUMMATION [6:32pm]
There were no minutes for approval.	APPROVAL OF MINUTES
Piedmont-Smith welcomed the new Councilmembers. She also said she looked forward to working with the Mayor and his administration on several issues in the coming months.	REPORTS • COUNCIL MEMBERS [6:33pm]
Sgambelluri thanked the people who showed up to her first constituent meeting.	
Rollo also spoke about his enthusiasm about working with the administration on climate change policies.	
There were no reports from the Mayor or city offices.	• The MAYOR AND CITY OFFICES
There were no council committee reports.	• COUNCIL COMMITTEES
David Keppel urged the Council to make a resolution declaring that they are aligned with the Treaty on the Prohibition of Nuclear Weapons.	• PUBLIC [6:42pm]
Former Mayor Tomi Allison also urged the Council to declare they were aligned with the Treaty on the Prohibition of Nuclear Weapons.	
Greg Alexander spoke about sidewalks.	
Ben Ramsdenn spoke about his experience with Crawford Apartments in his neighborhood.	
Sgambelluri moved and it was seconded that the following slate of officers be elected: President: Stephen Volan Vice President: Jim Sims Parliamentarian: Isabel Piedmont-Smith	ELECTION OF OFFICERS [6:57pm]
The slate of officers was approved by a voice vote.	
The councilmembers took new seats as assigned by the new president. Council President Stephen Volan presided for the remainder of the meeting and presented outgoing President Dave Rollo with a gavel to commemorate his term as president.	

Volan announced the new seating order, starting from his left, which was Sandberg, Smith, Flaherty, Piedmont-Smith, Volan, Sims, Rosenbarger, Sgambelluri, and Rollo.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Volan announced Council appointments to the following list of Boards and Commissions be approved:

Citizens Advisory Committee-Community Development Block Grants-Social Services **Smith**
Citizens Advisory Committee- Community Development Block Grants-Physical Improvements **Rosenbarger**
Commission for Bloomington Downtown **Sgambelluri**
Economic Development Commission (City) **Rosenbarger**
Economic Development Commission (County) **Smith**
Environmental Resource Advisory Committee **Sgambelluri**
Metropolitan Planning Organization **Flaherty**
Plan Commission **Sandberg**
Solid Waste Management District **Piedmont-Smith**
Board of the Urban Enterprise Association **Rosenbarger**
Utilities Services Board **Sims**
Bloomington Economic Development Corporation **Sims**
Bloomington Commission on Sustainability **Rollo**
Parking Commission **Volan**
Public Safety Local Income Tax Allocation Committee **Piedmont-Smith, Sgambelluri, Sims, and Smith**
Monroe County Food and Beverage Tax Advisory Commission **Volan**

Piedmont-Smith moved and it was seconded to accept those appointments. The motion was approved by voice vote.

Volan appointed the following councilmembers to the Jack Hopkins Social Services Funding Committee: **Sandberg, Smith, Flaherty, Sgambelluri**. Volan noted that there was still a council vacancy to be filled at a later date.

Volan appointed the following councilmembers to the Council Sidewalk Committee: **Rollo, Sims, Rosenbarger, Smith**.

Volan appointed the following councilmembers to the Council Land Use Committee: **Volan, Piedmont-Smith, Flaherty, Rosenbarger**.

There was brief council discussion about the council appointments.

Volan appointed the following councilmembers to the following Board and Commission Interview Committee assignments:

A-**Sims, Smith, Rosenbarger**
B-**Flaherty, Sgambelluri, Volan**
C-**Piedmont-Smith, Rollo, Sandberg**.

LEGISLATION FOR SECOND
READING AND RESOLUTIONS
[7:07pm]

Piedmont-Smith moved and it was seconded that Resolution 20-02 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Nicole Bolden read the legislation by title and synopsis.

Piedmont-Smith moved and it was seconded that Resolution 20-02 be adopted.

Virgil Sauder, the Director of the Animal Shelter, presented the legislation.

There were brief council questions.

There was no public comment.

There was no council discussion.

The motion to adopt Resolution 20-02 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Piedmont-Smith moved and it was seconded that Resolution 20-03 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Piedmont-Smith moved and it was seconded that Resolution 20-03 be adopted.

Philipa Guthrie, Corporation Counsel, presented the legislation to the council.

There were brief council questions.

There was no public comment.

There was no council discussion.

The motion to adopt Resolution 20-03 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Piedmont-Smith moved and it was seconded that Resolution 20-01 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Piedmont-Smith moved and it was seconded that Resolution 20-01 be adopted.

Volan passed the gavel to Sims. Volan presented the legislation to the council.

There were several council questions.

Peter Dorfman suggested that the each committee have an at-large member on it.

Resolution 20-02 To Approve the Interlocal Agreement Between Monroe County, the Town of Ellettsville, and the City of Bloomington for Animal Shelter Operation for the Year 2020

Council questions:

Public comment:

Council comment:

Vote to adopt Resolution 20-02
[7:15pm]

Resolution 20-03 To Approve of the Interlocal Cooperation Agreement Between the City of Bloomington and Monroe County, Indiana – Re: Building Code Authority

Council questions:

Public comment:

Council comment:

Vote to adopt Resolution 20-03
[7:19pm]

Resolution 20-01 To Establish Standing Committees and Abolish Other Certain Committees of the Common Council

Council questions:

Public comment:

David Keppel stated that he believed that constituents learn more from sitting through a whole meeting, rather than just going for a specific issue.

Daniel Bingham said he supported the legislation.

There was additional council discussion.

Rollo moved and it was seconded that Resolution 20-01 be postponed until a Special Session to be held on January 29, 2020.

There was additional council discussion.

The motion to postpone Resolution 20-01 received a roll call vote of Ayes: 6, Nays: 3 (Rosenbarger, Volan, Flaherty), Abstain: 0.

Sims passed the gavel back to Volan.

Resolution 20-01 (cont'd)

Council comment:

Council comment:

Vote to postpone Resolution 20-01 [8:51pm]

LEGISLATION FOR FIRST READING

Piedmont-Smith moved and it was seconded that Ordinance 20-01 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Piedmont-Smith moved and it was seconded that that the Council refer Ordinance 20-01 for discussion at the Land Use Committee on Wednesday, January 15th to start no earlier than 8:00pm, and Wednesday, January 29th to start at a time to be determined later. The motion was approved by voice vote

Piedmont-Smith moved and it was seconded that Ordinance 20-02 be introduced and read by title and synopsis only. The motion was approved by voice vote. Clerk Bolden read the legislation by title and synopsis.

Piedmont-Smith moved and it was seconded to appoint Dan Sherman as the Council Attorney for the year 2020. The motion was approved by voice vote.

Melissa O'Neil spoke about downtown building height restrictions and the demographics of the Bloomington population.

Daniel Bingham spoke about the mayor's proposal to increase the local income tax to create a sustainability fund, and how that money should be used.

Stephen Lucas, Deputy Council Attorney, reviewed the upcoming schedule.

Piedmont-Smith moved and it was seconded to hold a Council Work Session on January 10, 2020 at 1:15pm. The motion was approved by voice vote.

Ordinance 20-01 To Amend the City of Bloomington Zoning Maps by Rezoning a 3.2 Acre property From Commercial Limited (CL) to a Planned Unit Development (PUD) and to Approve a District Ordinance and Preliminary Plan – Re: 105 S. Pete Ellis Drive (Curry Urban Properties, Petitioner)

Ordinance 20-02 Final Approval to Issue Economic Development Notes and Lend the Proceeds for the Renovation of Affordable Housing – Re: Walnut Woods, 818 E. Miller Drive, and Reverend Butler Apartments, 1202 W. 11th Street (Bloomington RAD I, LP, Petitioner)

PUBLIC COMMENT

COUNCIL SCHEDULE [9:04pm]

Piedmont-Smith moved and it was seconded to adjourn. The motion ADJOURNMENT [9:06pm]
was approved by voice vote.

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, February 5, 2020 at 6:30pm, Council President Stephen Volan presided over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
February 5, 2020

Councilmembers present: Matt Flaherty, Isabel Piedmont-Smith, Dave Rollo, Kate Rosenbarger, Susan Sandberg, Sue Sgambelluri, Jim Sims, Ron Smith, Stephen Volan
Councilmembers absent: none

ROLL CALL [6:33pm]

Council President Stephen Volan summarized the agenda.

AGENDA SUMMATION [6:33pm]

APPROVAL OF MINUTES [6:34pm]

Piedmont Smith motioned and it was seconded to suspend the rules and to approve the minutes of November 27, 28, 29, 2006 and December 04, 07, 11, 13, 14, 2006.

Special Sessions to Adopt Unified Development Ordinance (UDO) in 2006

November 27, 2006
November 28, 2006
November 29, 2006
December 04, 2006
December 07, 2006
December 11, 2006
December 13, 2006
December 14, 2006

The motion to approve minutes received a roll call vote of Ayes: 8, Nays: 0, Abstain: 1 (Smith).

Vote to approve minutes [6:36pm]

Sandberg spoke about the passing of Peter Jacobi.

REPORTS

Smith thanked constituents who talked to him about a building development on 103 Pete Ellis Drive.

- COUNCIL MEMBERS [6:40pm]

Flaherty spoke about Indiana Open Door Law and how the council utilizes caucus meetings.

Piedmont-Smith also spoke about Indiana Open Door Law and the Mayor's proposal of a Local Income Tax increase.

Volan spoke about the passing of Peter Jacobi. He also discussed speaker time limits.

Mayor John Hamilton spoke about climate change and the achievements Bloomington made in sustainability.

- The MAYOR AND CITY OFFICES [6:53pm]

Lauren Travis, Assistant Director of Sustainability, gave the annual progress report on sustainability.

There was brief council discussion.

There were no Council Committee reports.

- COUNCIL COMMITTEES

Greg Alexander spoke about a bus route change and the need for more sidewalks.

- PUBLIC

There were no appointments to Boards or Commissions.

APPOINTMENTS TO BOARDS AND COMMISSIONS

LEGISLATION FOR SECOND
READING AND RESOLUTIONS
[7:20pm]

Piedmont-Smith moved and it was seconded that Ordinance 20-03 be introduced and read by title and synopsis only. The motion was approved by voice vote. City Clerk Nicole Bolden read the legislation by title and synopsis, giving the committee do-pass recommendation of 0-8-0.

Ordinance 20-03 To Amend Title 4 of the Bloomington Municipal Code Entitled "Business Licenses and Regulations" - Re: Adding Chapter 4.32 (Non-Consensual Towing Businesses)

Piedmont-Smith moved and it was seconded that Ordinance 20-03 be adopted.

Piedmont-Smith moved and it was seconded to structure deliberations on Ordinance 20-03.

The motion to structure deliberations on Ordinance 20-03 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to structure deliberations on Ordinance 20-03 [7:24pm]

Sims presented the legislation to the council.

There was brief council discussion.

Council discussion:

Jordan Evans, Monroe County Apartment Association, suggested that Ordinance 20-03 have the following language added "If a parking lot is permitted, a vehicle parked there without a permit is deemed to interfere with business operations of the lot, and may be towed without notice."

Public comment:

Jacob Padawan, Owner of Tow Time, wanted the administrative fee to be an amount that could cover hiring an employee to do the work. He also stated that he believed the max pricing should have some exceptions.

Martin Poteet stated that he believed the towing companies were being unfairly characterized as villainous.

Ken Parrish, Ken's Westside Towing, stated that he supported Ordinance 20-03 but he believed it still needed more work. He also said that Towing companies have a problem with people not paying to get their car back.

Scott Oldham, Operations Captain for Bloomington Police Department, explained how the police department could order a towing company to release a car without payment.

There was additional council discussion.

Council discussion:

Sims moved and it was seconded to refer Ordinance 20-03 to Committee of the Whole, to meet on February 12 and (if necessary) February 26 to consider and report back on the legislation.

The motion to refer Ordinance 20-03 to Committee of the Whole received a roll call vote of Ayes: 7, Nays: 2 (Rosenbarger, Volan), Abstain: 0.

Vote to refer Ordinance 20-03 to Committee of the Whole [8:26pm]

Piedmont-Smith moved and it was seconded that Ordinance 20-01 be introduced and 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 4-0-0.

Piedmont-Smith moved and it was seconded that Ordinance 20-01 be adopted.

Piedmont-Smith moved and it was seconded to structure deliberations on Ordinance 20-01. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Jackie Scanlan, Development Services Manager, presented the legislation to the council.

Tyler Curry, Curry Urban Properties, thanked the council for their work.

Piedmont-Smith moved and it was seconded that Reasonable Condition 01 to Ordinance 20-01 be adopted.

Reasonable Condition 01 to Ordinance 20-01 Synopsis: This Reasonable Condition is sponsored by Cm. Piedmont-Smith. It is intended to address concerns about noise and light pollution affecting the neighbors by: (1) prohibiting the use of sound amplification that can be heard beyond the site in violation of BMC 14.09 (Noise Control); and, (2) prohibiting light trespass or glare beyond the site in violation of the newly adopted (but not yet implemented) UDO.

Piedmont-Smith presented Reasonable Condition 01.

There was brief council discussion.

Connie Cook-Glen spoke about her concerns with an amphitheater being made on the property.

There was additional council discussion.

The motion to adopt Reasonable Condition 01 to Ordinance 20-01 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Rosenbarger moved and it was seconded that Reasonable Condition 03 to Ordinance 20-01 be adopted.

Reasonable Condition 03 to Ordinance 20-01 Synopsis: This Reasonable Condition is sponsored by Cm. Rosenbarger. It is intended to improve the visual appeal of the exterior of the parking garage by requiring an artistic or green screening.

Rosenbarger presented Reasonable Condition 03.

There was no council discussion.

There was no public comment.

There was no additional council discussion.

Ordinance 20-01 To Amend the City of Bloomington Zoning Maps by Rezoning a 3.2 Acre Property from Commercial Limited (CL) to a Planned Unit Development (PUD) and to Approve a District Ordinance and Preliminary Plan - Re: 105 S. Pete Ellis Drive (Curry Urban Properties, Petitioner)

Vote to structure deliberations on Ordinance 20-01 [8:31pm]

Reasonable Condition 01 to Ordinance 20-01

Council discussion:

Public comment:

Council discussion:

Vote to adopt Reasonable Condition 01 to Ordinance 20-01 [9:02pm]

Reasonable Condition 03 to Ordinance 20-01

Council discussion:

Public comment:

Council discussion:

The motion to adopt Reasonable Condition 03 to <u>Ordinance 20-01</u> received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.	Vote to adopt Reasonable Condition 03 to <u>Ordinance 20-01</u> [9:04pm]
Flaherty moved and it was seconded that Reasonable Condition 04 to <u>Ordinance 20-01</u> be adopted.	Reasonable Condition 04 to <u>Ordinance 20-01</u>
Reasonable Condition 04 to <u>Ordinance 20-01</u> Synopsis: This Reasonable Condition is sponsored by Cm. Flaherty. It requires the developer to record a written commitment to cover at least 70% of the roof with “cool” or vegetative material as set forth in the sustainability provisions of the recently adopted (but not yet implemented) UDO (Ordinance 19-24). However, this percentage of roof surface may be reduced to accommodate the installation of solar voltaic cells.	
Flaherty presented Reasonable Condition 04.	
There was no council discussion.	Council discussion:
Steve Avers stated he would like to see solar panels added on to the buildings.	Public comment:
There was additional council discussion.	Council discussion:
The motion to adopt Reasonable Condition 04 to <u>Ordinance 20-01</u> received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.	Vote to adopt Reasonable Condition 04 to <u>Ordinance 20-01</u> [9:08pm]
Rosenbarger moved and it was seconded that Reasonable Condition 05 to <u>Ordinance 20-01</u> be adopted.	Reasonable Condition 05 to <u>Ordinance 20-01</u>
Reasonable Condition 05 to <u>Ordinance 20-01</u> Synopsis: This Reasonable Condition is sponsored by Cm. Rosenbarger. Decoupling the cost of rent from the cost of a parking space should help reduce the Vehicle Miles Traveled (VMT). The developer has orally agreed to do this. This Reasonable Condition requires that the commitment be put in writing and recorded.	
Rosenbarger presented Reasonable Condition 05.	
There was no council discussion.	Council discussion:
There was no public comment.	Public comment:
There was no additional council discussion.	Council discussion
The motion to adopt Reasonable Condition 05 to <u>Ordinance 20-01</u> received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.	Vote to adopt Reasonable Condition 05 to <u>Ordinance 20-01</u> [9:10pm]
Flaherty moved and it was seconded that Reasonable Condition 06 to <u>Ordinance 20-01</u> be adopted.	Reasonable Condition 06 to <u>Ordinance 20-01</u>
Reasonable Condition 06 to <u>Ordinance 20-01</u> Synopsis: This Reasonable Condition is sponsored by Cm. Flaherty. Following discussions with the developer, it proposes the installation of solar panels and at least 10 EV charging stations, sets a minimum power capacity for the solar panels, and calls for the design of the garage to allow retrofitting for more EV charging stations in the future.	

Flaherty presented Reasonable Condition 06.

Reasonable Condition 06 to
Ordinance 20-01 (cont'd)

Tyler Curry stated he would work with Alex Crowley to fine tune the commercial space.

There was brief council discussion.

Council discussion:

Steve Akers stated he felt good about Curry's pledge for installing solar panels.

Public comment:

There was additional council discussion.

Council discussion

The motion to adopt Reasonable Condition 06 to Ordinance 20-01 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Reasonable
Condition 06 to Ordinance 20-01
[9:20pm]

Piedmont-Smith moved and it was seconded that Reasonable Condition 07 to Ordinance 20-01 be adopted.

Reasonable Condition 07 to
Ordinance 20-01

Reasonable Condition 07 to Ordinance 20-01 Synopsis: This Reasonable Condition is sponsored by Cm. Piedmont-Smith. It requires a written and recorded commitment from the developer to pay for a signal at Pete Ellis Drive and Longview in the event the traffic study, required by the Plan Commission as a Condition of Approval, shows the need for one.

Piedmont-Smith presented Reasonable Condition 07.

Tyler Curry stated he disagreed with this reasonable condition.

There was brief council discussion.

Council discussion:

Steve Akers stated he believed this reasonable condition was necessary for the safety of people in the neighborhood.

Public comment:

Greg Alexander said that he felt that the reasonable condition was an automobile subsidy.

Connie Cook-Glen spoke about parking spaces and wondered if the City could split the cost of installing a traffic light with the developer.

There was extensive council discussion.

Council discussion:

Piedmont-Smith moved and it was seconded to move consideration of the Reasonable Condition 07 until after Reasonable Condition 10.

The motion received a roll call vote of Ayes: 7, Nays: 2 (Rollo, Sims), Abstain: 0.

Vote move consideration of
Reasonable Condition 07 to
Ordinance 20-01 [9:44pm]

Volan moved and it was seconded that Reasonable Condition 08 to Ordinance 20-01 be adopted.

Reasonable Condition 08 to
Ordinance 20-01

Reasonable Condition 08 to Ordinance 20-01 Synopsis: This Reasonable Condition is sponsored by Cm. Volan. It assures that the rooftop mechanicals are not visible from the ground-level as required by the recently adopted UDO.

Volan presented Reasonable Condition 08.

There was brief council discussion.

Council discussion:

There was no public comment.

Public comment:

There was no additional council discussion.

Council discussion:

The motion to adopt Reasonable Condition 08 to Ordinance 20-01 received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Reasonable Condition 08 to Ordinance 20-01 [9:50pm]

Volan moved and it was seconded that Reasonable Condition 10 to Ordinance 20-01 be adopted.

Reasonable Condition 10 to Ordinance 20-01

Reasonable Condition 10 to Ordinance 20-01 Synopsis: This Reasonable Condition is sponsored by Cm. Volan. The Land Use Committee heard concerns that the new building would overwhelm the apartment units to the north. To address the concern about the height on the north side and the high parking space to bedroom ratio, this Reasonable Condition opens up the possibility of redesigning the building to meet those purposes.

Volan presented Reasonable Condition 10.

There was extensive council discussion.

Council discussion:

Volan moved and it was seconded to amend Reasonable Condition 10.

Motion to amend Reasonable Condition 10 to Ordinance 20-01

Greg Alexander stated he was confused by the discourse over the amendment to the reasonable condition.

Public comment:

Connie Cook-Glen stated she was also confused by the discourse over the amendment to the reasonable condition.

There was brief council discussion.

Council discussion:

The motion to amend Reasonable Condition 10 received a roll call vote of Ayes: 4 (Sgambelluri, Rosenbarger, Volan, Flaherty), Nays: 5, Abstain: 0.

Vote to amend Reasonable Condition 10 to Ordinance 20-01

Piedmont-Smith moved and it was seconded to amend Reasonable Condition 10.

Motion to amend Reasonable Condition 10 to Ordinance 20-01

There was brief council discussion.

Council discussion:

The motion to amend Reasonable Condition 10 received a roll call vote of Ayes: 5, Nays: 4 (Rollo, Sims, Smith, Sandberg), Abstain: 0.

Vote to amend Reasonable Condition 10 to Ordinance 20-01

Greg Alexander spoke about how Planning Departments tend to overestimate how much parking is needed for apartment complexes.

Public comment:

Connie Cook-Glen thanked everyone involved in the development of the property.

There was additional council discussion.

Council discussion:

The motion to adopt Reasonable Condition 10 as amended to Ordinance 20-01 received a roll call vote of Ayes: 3 (Volan, Piedmont-Smith, Rosenbarger), Nays: 6, Abstain: 0. FAILED

Vote to adopt Reasonable Condition 10 as amended to Ordinance 20-01 [9:50pm]

Piedmont-Smith moved and it was seconded to amend Reasonable Condition 07.

Motion to amend Reasonable Condition 07 to Ordinance 20-01

Tyler Curry stated he believed the installation of a traffic light was a big ask.

There was brief council discussion.

Council discussion:

Greg Alexander stated that the City was to be blamed for the traffic in the area of the development.

Public comment:

There was extensive council discussion.

Council discussion:

The motion to amend Reasonable Condition 07 received a roll call vote of Ayes: 5, Nays: 4 (Rollo, Sims, Smith, Sandberg), Abstain: 0.

Vote to amend Reasonable Condition 07 to Ordinance 20-01

There was council discussion.

Council discussion:

Greg Alexander stated that traffic signals do not inherently make the area safer for pedestrians.

Public comment:

Steve Akers said he believed a traffic study needed to be done.

There was no additional council discussion.

Council discussion:

The motion to adopt Reasonable Condition 07 as amended to Ordinance 20-01 received a roll call vote of Ayes: 0, Nays: 9, Abstain: 0. FAILED.

Vote to adopt Reasonable Condition 07 as amended to Ordinance 20-01 [10:57pm]

Piedmont-Smith moved and it was seconded that Ordinance 20-01 as amended be adopted.

There was brief council discussion.

Council discussion:

Steve Akers spoke about the proposed performance plaza.

Public comment:

There was additional council discussion.

Council discussion:

The motion to adopt Ordinance 20-01 as amended received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0. (Rollo left the meeting)

Vote to adopt Ordinance 20-01 as amended [11:06pm]

LEGISLATION FOR FIRST READING [11:06pm]

Piedmont-Smith moved and it was seconded that Ordinance 20-04 be introduced and read by title and synopsis only. The motion was approved by voice vote.

Ordinance 20-04 To Amend the City of Bloomington Zoning Maps by Rezoning Property from Business Park (BP) and Residential Single Family (RS) to join an existing Planned Unit Development (PUD) and to approve the associated District Ordinance and Preliminary Plan - Re: 1550 N. Arlington Park Drive (Trinitas, Petitioner)

Piedmont-Smith moved and it was seconded that Ordinance 20-04 be referred to the Land Use Committee on February 12 at 5:45pm, with the Committee of the Whole to follow.

Vote to refer Ordinance 20-04 to Land Use Committee [11:10pm]

The motion received a roll call vote of Ayes: 8, Nays: 0, Abstain: 0. (Rollo left the meeting)

Dan Sherman, Council Attorney, reviewed the upcoming schedule. COUNCIL SCHEDULE [11:11pm]

Volan cancelled the Work Session for February 7, 2020.

Piedmont-Smith moved and it was seconded to hold a Special Work Session on February 14, 2020.

The motion was approved by voice vote. Vote to hold Special Work Session [11:12pm]

Piedmont-Smith moved and it was seconded to adjourn. The motion was approved by voice vote. ADJOURNMENT [11:13pm]

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 Buskirk-Chumley Theater, 114 East Kirkwood Avenue,
Bloomington, Indiana on Thursday, February 20, 2020 at 7:00pm
with Council President Stephen Volan presiding over a Special
Session of the Common Council.

COMMON COUNCIL
SPECIAL SESSION
February 20, 2020

Council President Stephen Volan called the meeting to order. He
noted that the meeting would be considered adjourned when the
Mayor’s State of the City remarks concluded. He then asked Clerk
Nicole Bolden to call the roll.

CALL TO ORDER [7:18PM]

Councilmembers present: Matt Flaherty, Isabel Piedmont-Smith,
Kate Rosenbarger, Sue Sgambelluri, Stephen Volan
Councilmembers absent: Dave Rollo, Susan Sandberg, Jim Sims, Ron
Smith

ROLL CALL

Mayor Hamilton presented the State of the City Remarks (text
provided by the Office of the Mayor), attached hereto.

STATE OF THE CITY REMARKS

The meeting was adjourned at 8:11pm.

ADJOURNMENT [8:11pm]

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

Welcome! It is so good to see everyone here tonight! Thank you all for being here! This is my fifth State of the City, and may I say that I'm always excited and energized as we get together, to think about where we are, where we've come, and, best, about where we are going. And enjoy great music and spoken word. Please join me in thanking John Layton and his jazz quintet from Bloomington High School North, the musicians from the Mariachi Perla Del Medio Oeste ensemble, and Juliana Crespo, teacher and writer extraordinaire of Bloomington High School South.

Juliana shared her story this evening about the way our City has inspired her. Each of you here -- each person pictured in the slide show we just saw -- every one of us in Bloomington -- has a story, unique, and also, often, familiar. Instructive. Inspiring. Activating. The vibrant community we call home--so palpable in the room tonight--is made up of all those individual stories. Every one of them matters in the big story of Bloomington, every one counts. Everyone Counts. That's our theme for the evening -- and what must be our focus going forward.

We're going to talk about the census, that every-ten-years event, getting everyone counted. And we're going to talk together about the decade in front of us, the 2020s. It's energizing to think about what we can make that decade mean -- you and I, us -- working together, to make sure that Everyone Counts in Bloomington's future. Think about a sustainable Bloomington and about climate change -- how our actions in the next 10 years are VITAL in limiting irreversible damage, and how everyone counts in getting that done. And also about the simultaneous need to ensure that everyone has a place in that future. That no one gets left behind or left out. Every single resident counts, deserves a future, and respect. A voice. A vote. A home. A job. A good life. In our Bloomington.

Before we dig into how we create that future, let's remember some achievements of the past 12 months -- milestones already moving us toward the future we are striving to create. Bloomington has been very busy, with a lot to celebrate:

Three months ago, we cut the ribbon on a new City treasure -- Switchyard Park -- transforming this longtime railroad switchyard into a 60-acre greenspace much needed on the southwest side, enticing young and old to come out and play, and with a Pavilion and a performance stage to welcome new local and regional happenings. The Mill completed its first full year, won an award as the state's best historic rehab, and expanded faster than any co-work space in Indiana history. We opened B-Line Heights -- affordable housing right in the heart of the Trades District, and just sold The Kiln to a local consortium ready to re-activate that old brick building into a hub for the New Economy (with SOMA coffee to boot!). We opened a new senior center at the mall. Young people by the hundreds got active with Youth Participatory Budgeting, strengthening our democracy and our community together -- watch for the cool new moss wall they voted for. Speaking of voting, Bloomington voters brought four new faces to our City Council in January. We welcomed new public art from internationally renowned artists, one reason Bloomington earned a 2019 National Award for Local Arts Leadership ...Medical manufacturer Catalent, after its one billion dollar initial investment in their Bloomington facility in 2017, last year announced a \$125 million expansion and 200 new good-paying jobs, a big thumbs up for Bloomington's life-sciences industry. And of course 24/7 we protect public safety -- with lower crime and the third year in a row with zero fire fatalities. We deliver clean water, operate buses and plows and sanitation pickups. We inspect apartments and repair potholes, run day camps and pools and movies and concerts, and help Bloomingtonians have better lives.

Looking to the year ahead, MANY of these things continue.....plus some exciting new steps. I'll mention just a few:

1. Join in the public engagement starting this spring for the redevelopment of the current IU Health Bloomington Hospital site--24 acres full of potential for affordable housing, green space, and a new neighborhood in the heart of our downtown

2. This year should see the design and financing details for the convention center expansion, to strengthen and boost our downtown economy
3. The STRIDE crisis diversion center, is slated to open this spring--a place for helping people in crisis who don't belong in jail or the hospital
4. Our Transportation Demand Management report arrives next month
5. And a new Digital Divide Survey and a Climate Vulnerability Assessment both are coming soon.

And so many great events in coming months, like the Black History Month annual Gala in 9 days, like the 100th anniversary of women's suffrage, the 200th anniversary of IU, the 50th anniversary of Earth Day, our third annual street fair on Kirkwood, and more celebrations of arts, trails, jobs, and affordable housing.

So much goes on, in our always creative, dynamic, changing, improving city. For more details go to our website or come into my office or catch Dawn or me or any city staff around town. Speaking of which, if you work for the City, would you please stand or wave as you're able, and let us thank you and all 800 City employees for the work you do all year long to make our city run!

Now, I'll ask you all to take a deep breath, and join me in casting our gaze farther into the future we can build together. The poet Robert Browning said: our reach should exceed our grasp. We need always to be striving to reach things beyond our grasp. And tonight I want to focus on what we should reach for here in Bloomington.

Let me just briefly note that beyond our community -- at the state and national levels -- what's happening can be incredibly challenging and distressing. I hope like me you're tenaciously committed to change and better results this November and beyond. I know so many of you are so deeply engaged in that work, and that's terribly important -- for all the things we'll consider tonight. But during our time tonight, I'm not dealing much with national and state politics. Another time. (You can find Dawn and me around town anytime to talk about that too.) Let's make this evening a session of local focus, (local therapy?), to remember how much we can do for each other, how much we mean to each other, and the future we can shape together right here.

Because, because, I do believe that we, together, here in Bloomington, even in the face of frustrating state and national trends, can chart a course for our own community that is exciting, and positive, and transformative, to bring more opportunity and more justice, more peace and more joy right here.

First, for the coming decade, it's essential that we count who we are. The census. Required by the US Constitution every 10 years. It determines our voting power. It determines a lot of financial power. Money. For infrastructure projects and community nonprofits. We need to be sure that Everyone Counts -- meaning Everyone is Counted! It's also important as a message that says, everyone belongs here.

We need to know you're here, whether you sleep in a big fancy house or an apartment or a dorm or if you sleep outdoors or in an emergency shelter. Whether you've been here your whole life or just since last week. Whether you speak fluent English or none. Whether you are documented or not. Whatever your story, You count, and we want you counted. Everyone counts, all together making up our Bloomington story.

Census mailings begin in March, for households to respond online, by phone, or by mail. Census workers will follow up with home visits to anyone who hasn't filled out the information, starting in mid-May. Your responses will remain private, and cannot, by law, be shared with law enforcement or immigration, or affect the benefits you receive. So, we're counting on you! If just one out of every 300 people in Bloomington is missed, our community could lose a million dollars every year.

By the way, if you're interested, information about working as a census taker is available in the lobby this evening.

Once we're all counted, we're ready for the 2020s. Let's start with some facts:

Our planet is in trouble. In their 2018 report, the UN's Intergovernmental Panel on Climate Change (the IPCC) sounded an alarm: by 2030, global greenhouse emissions must be reduced by 45%, toward a goal of net zero by 2050. Why? Scientists agree that those reductions will likely limit global temperature rise to 1.5 degrees Centigrade from pre-industrial levels. And although even that rise will have, already has had, dramatic and cascading effects on rainfall, heat events, sea level, habitat and biodiversity, if we can limit that temperature rise to 1.5 and not higher, we can avoid the most devastating effects, that could make much of this world largely uninhabitable.

Just last week, the Antarctic continent hit its hottest recorded temperature ever: 65 degrees (in Antarctica!). And last summer the Arctic region broke its all time heat record, at 70 degrees. Closer to home, Indiana's average temperatures are expected to rise 5 to 6 degrees Fahrenheit in the next 30 years, giving southern Indiana up to 51 extremely hot days a year, and threatening our state's agricultural productivity and drinking water supplies.

Another aspect of our work ahead needs emphasizing. We know that our own country is also leaving so many people behind or sidelined:

- Over the last 40 years, worker productivity has increased 134 percent, but worker hourly compensation has barely budged
- 3 wealthy Americans today own more wealth than 160 million Americans put together
- 41 percent of America's children live in low-income families
- The median white american family owns 40 times more wealth than the median black family, nearly \$150,000 to less than \$4,000, and they own 20 times more wealth than the median Latinx family, with \$6,500.

These challenges are really two sides of the same coin: we must do our part to save our planet, and we must leave no one behind. Everyone Counts. Two vital questions face us: first, by the time we get to 2030, will we have charted the course for a future where our planet -- and our community -- will physically be habitable and sustainable? And second, will we have a place for everyone at the new table?

I believe in my bones we can get this right. It is true, we cannot magically control GreenHouse Gas emissions of countries around the world. But together, we can address our carbon footprint here in Bloomington, and do our part along with hundreds of the world's progressive cities. And true, we cannot assure opportunity and respect for all those now being left behind in our state, country and world, but together, we can build a community, right here in southern Indiana over the next decade, that shows everyone belongs here, and can thrive here. We can make the 2020s a turning point, a decade of action, steering us toward that bright future.

If we listen, we hear that our community has been calling for this already. In our biannual city survey, where our residents express their values and goals, an overwhelming 90% of respondents consistently want the City to help residents experiencing homelessness, with housing, and also with job training and substance use disorder services. We are compassionate, and we want action. Similar numbers rate affordable and workforce housing as in dramatically short supply, and needing more city support. We want action. We also unequivocally want a diverse and welcoming community. And one hears strong support for biking, walking and transit services and infrastructure. This is the city our residents -- you -- tell us in City government, that you want.

Last fall hundreds of climate activists --mostly young people -- demonstrated inside City Hall on two occasions, demanding that the City take significant action to address climate change. And they are right. They remind us of our moral obligation to future generations, to do our part to address our climate emergency. We have no Planet B. Are we ready to answer today's 10-year-olds, when they turn 20 and ask "what did you do during the 2020s to turn things around?" Does any one of us want to leave our next generations with a planet in tatters? With flooded coasts, extreme weather, disrupted agriculture and commerce, all creating global turmoil? We have to act. Our community has been calling for serious action on climate change, and for serious action on inclusion and opportunity for all.

We are positioned to meet the challenge of doing our part to protect our physical world and community, our planet. We are positioned. But I'd say we are not yet provisioned. We are ready, but we need strong steps, and the plan and the resources to accomplish it. Everyone Counts in this; we all need to do our part, during the make or break decade of the 2020s.

A great deal of good work is already underway in Bloomington that we should celebrate. As part of the Global Covenant of Mayors for Climate and Energy, Bloomington has joined 10,000 cities around the world that pledge to report our emissions to the global disclosure system and work to curb them. Here's something to be proud of: just this week, that international project announced that Bloomington is one of 105 of those cities -- representing 170 million people around the globe -- who made the group's "A" List for leadership and transparency on climate action.

Some more recognitions: on the national level, Bloomington received the ICLEI Milestone Achievement Award for GHG Emissions Management, and we were named an EPA Green Power Partner. At the state level, IDEM gave us the Governor's Greening the Government Award; and Environment America Research & Policy Center recognized us among 250 cities in the country making solar energy a key element of our communities' energy plans.

Our efforts locally are making a difference: our water utility launched a new four million dollar green stormwater infrastructure program and is installing 15,000 new, smart water meters. Bloomington Transit just bought its second all Electric Bus, joining a hybrid fleet. Last year's Urban Forest Report found that we have increased the City's public tree population over 50% in the last twelve years. Solar investments have soared, with PV systems at 32 City properties, and 5 MW of new solar capacity for municipal operations and private homeowners. Ten million dollars in Bicentennial Bonds are adding more public trails, trees, and other amenities to improve health and quality of life for all. We're shaping more sustainable land use with projects like the redevelopment of the current hospital site and with robust tools like our newly passed zoning code. Our new Local Food coordinator connects local farmers with new markets and institutional buyers. And our Waste to Energy task force has finished phase one and recommends exploring a viable system to collect and convert our organic waste into clean, green compressed natural gas to power vehicles and/or water treatment. Phase 2 will begin immediately.

We have our first-ever Sustainability Plan in place, with specific, measurable goals through 2023. We have completed our first reliable Greenhouse Gas Inventory. We are currently undertaking a Climate Vulnerability Assessment, and seeking the community's input to fill in the picture. The soon-to-be-released Transportation Demand Management study will help promote better transportation options and fewer car trips.

These are all good and important actions. But there's sobering news too: Because we live in an area so dominated by coal and natural gas energy production, Bloomington's per capita carbon footprint is higher than the national average. Right now. Despite all our good work. Bloomington's footprint is substantially better than Indiana's as a whole (Indiana being one of 10 worst in the country). But we're still above the national average. One relevant fact is that our electricity provider generates less than 1% of its Indiana electricity from renewable sources. (This is where we could spend a lot of time about the importance of state and national advocacy, but that's another day.)

What we do in the 2020s will determine whether we can achieve sustainability and net zero by 2050. Our GreenHouse Gas inventory tells us quite clearly where change will need to come; you can see the slices of the GHG pie:

- We have to change how we all get around, with more public transit, walking, biking, ride sharing, carpooling and the like, and fewer solo car trips (lowering the carbon impact of our mobility)
- We must significantly improve the energy efficiency of the buildings in which we live, work, learn, and play
- We have to diversify and clean up our energy sources, expanding local production like solar
- We have to evolve where we live, our housing patterns, so we drive less
- And we must improve how we deal with our waste, our water, and our food growing and consuming patterns.

All of these things will help do our share for the planet, and they'll make Bloomington a better place to live -- with a higher quality of life. But make no mistake they are big challenges. Everyone Counts in addressing this existential emergency. Bloomington is well positioned, now we need to be provisioned to implement the plans we need for the 2020s. More in a minute on the need for more resources, through a Sustainability Investment Fund.

But before that we need to consider the second of our dual imperatives. Because doing our part locally to join in saving a planet from climate catastrophe, is not enough if we don't also have a community that offers successful, quality lives to all of us humans living here. Lowering our carbon footprint is half the battle. The other half is making sure that our community has a place for everyone. That everyone counts. That as we move to a sustainable economy and address climate change, we also remedy injustices and failures that destine so many of our people to lives of pinched opportunity or worse.

More specifically, building a more inclusive community with opportunity for all, during our decade of action, means:

- accelerating our momentum to deal with affordable housing -- so people of all walks of life can live in Bloomington, raising the quality of life of so many;
- it means ensuring we have jobs for all who can work, that pay living wages and support lives of dignity, including particularly green jobs that won't be outsourced or automated away;
- it means lowering the costs of living, including with lower energy and transportation costs, so effective wages and wealth can go up;
- it means investing in local food, so our essential food supply gives us much needed resilience, and also supports more of those local, green jobs; and
- it means ensuring supportive services are there for those who need them -- to deal with an illness or substance use disorder, or disability, or lack of job readiness or skills, or young kids needing child care during working hours -- so no one is left behind or on the wayside as we transform into a sustainable Bloomington.

Let me say as well, that as we address these basics of housing, jobs, transportation, food, the safety net, and more, to ensure that everyone counts, everyone belongs -- we also must address the legacies of racism and injustice that persist today, right here. We explicitly need to imagine and work toward a 2030 where belonging is actual and universal. Where in Bloomington, the color of one's skin, or the zip code or country of one's birth, or the language one first learned, or whom one loves, or the gender one identifies with, that none of that determines opportunities or possibilities. We know Bloomington today carries legacies of racism and of class divisions. We see bias incidents every year. We know opportunities are not fully equal today. We know very well that racism and bigotry are present still, and demand our collective efforts to overcome them. As we work toward a Bloomington where everyone truly belongs, we must address all these legacies directly.

Bloomington has been and is doing a lot in many ways to improve our community so everyone belongs.

We've added hundreds of units of long-term affordable housing to Bloomington, with partners like Centerstone, LifeDesigns, Habitat for Humanity, Shalom, the Housing Authority, SCIHO, or our newest, CDFI-Friendly Bloomington. Every year we invest hundreds of thousands of local dollars directly in our social safety net, through the Jack Hopkins Fund, now boosted with an extra \$100 thousand per year dedicated to child care support. SIREN has helped numerous low-income home owners install their own solar systems to lower costs and carbon impact. We believe the new STRIDE Crisis Diversion Center will help transform individual lives dramatically. Our state-leading transit system is exploring new routes and new micro-mobility options to enhance ways to move around town. Our new local food coordinator is working with local farmers and buyers to make local agriculture stronger and more resilient. Our Bloomington Police Department was the first in the state to hire a dedicated social worker, who along with two new neighborhood resource specialists and a new after-hours ambassador are forging stronger community connections to promote inclusion, belonging and safety. And last but definitely not least, our new Bridge Initiative, grown out of the Farmers Market challenges last year, is a community-led effort to focus on deep and persistent racial legacies and challenges, to recommend action steps as a community.

These are good and important things going on now to create a more inclusive and welcoming Bloomington. But we know we have a great deal of work still ahead, with many Bloomingtonians still not able to live the lives they want to live.

These two imperatives -- doing our part to save the planet, and assuring we have a place at the table for everyone -- these pose very big challenges in the decade ahead. But these are huge opportunities too. They are huge opportunities to create the culture and society that we hope for fervently, but that can seem beyond our grasp.

Notice similarities between the two big lists of challenges. Doing the right thing for our sustainable planet also let's us do the right thing for each other -- to do the things, at the same time, that will help us have the kind of community we want -- more just, more livable, more equitable, more full of opportunity and high quality of life, with better food, and jobs, and health, and lifestyles. This is a big deal. As our community is doing our part to save a planet, we're also building a society that looks so much more like what we reach for.

Let me offer a reality check: We cannot expect to meet great challenges and achieve great things in this coming decade without new efforts and new resources. We cannot transform our community to be what we want by just continuing to do what we've been doing, with the resources we've been investing. It requires mobilizing new energy and resources.

State law defines how we can raise local revenues, so I have proposed what I see as our best option: a 0.5% increase to our local income tax, which we can dedicate to sustainable economic development. This substantial new income should be focused on addressing these dual challenges --- pursuing these dual opportunities -- over the next decade, for a much more sustainable Bloomington.

Over the next decade this new income would let the City invest an additional approximately \$80 million toward our better Bloomington (and provide the county with an additional \$80 million). This would support major progress toward the changes our community wants to see, in areas we know are so important to us all. This chart shows just one example of the scale of financial impact this can have....you can see the green bars, reflecting a potential 40% increase in the annual transit operating budget, a doubling of affordable housing investments and clean energy supports, and a quintupling of local food support. This is just one example to show the potential scale of impact.

And a note about our financial capacity. We are in very good shape, with strong fiscal reserves, to protect against any economic downturns. And it's important to know that, among Indiana's 20 largest cities, we in

Bloomington are also a very low-tax city. Specifically, we are in the lowest quartile of those cities both for property tax rates and local income tax rates.

Today we have the lowest local income tax rate of all seven contiguous counties, and after passing a 0.5% income tax increase we would still have the third lowest rate. The tax would cost \$50 annually for every \$10,000 of taxed income. That makes one part of our challenge very clear: to be sure to invest in changes that will produce much more than that in benefits to our lower-income residents: better transportation options, and housing options, and energy options, and food options. Quality of Life.

All this data tells us two basic things:

- First, these are very significant investments relative to our current level of investments in these key areas -- they can help transform our community over the next decade, to be where we want to be by 2030: a much more sustainable community, headed toward net zero energy, and a much more truly inclusive society, where everyone belongs and has a place; and
- second, we have the financial capacity, responsibly to make these investments, given our current healthy fiscal position and our relative position in Indiana

And let's be clear: these are investments. Not expenses. Investments in a better future. The future we want. The future our residents tell us they want. To change Bloomington. They will let us look today's 10-year-olds in the eye, ten years from now in 2030, and say we did our level best.

Now, before we get ahead of ourselves, lots of details are yet to be determined, before any votes on this proposed tax and before any votes on next year's budget. This conversation started just about 7 weeks ago. It's good so many of us are talking about our options. The process to decide all this must be and will be wide open and inclusive. I've been laying out some ideas and options. Collaboration and engagement will be key, among the city council, and county colleagues, advocates, and of course the public at large, to help consider how revenues can and should be used, starting in 2021, and for 10 years through the decade. You can weigh in right now at the city's website, and look for many more events and opportunities to explore the ideas and options in coming months. Including a convening hosted by city council on Thursday, March 5th at The Mill at 7pm.

So here's a summary from tonight: Bloomington is in a strong position, with great momentum on many fronts, and in a strong financial condition. We're facing, and we're positioned to meet, some very big challenges -- and opportunities -- ahead. It's time to accelerate our momentum and our investments. So I am calling for the Local Income Tax Council to act on this 0.5% increase by summer, for the City to create a transformative Sustainability Investment Fund. The decade of the 2020s has begun, and we need enthusiastically to grasp the opportunities in front of us. I'm also activating our Waste-to-Energy effort version 2.0, seriously to evaluate whether we can convert waste in our community into energy, in viable ways. And I will be forming the Green Ribbon Panel outlined last month, to meet by the end of next month. This group of public, private, and nonprofit representatives, multigenerational, regional, will help advise and build momentum on our green goals.

Serving as your mayor these past four years, I've been to hundreds of meetings and heard thousands of you talk about your hopes and dreams for Bloomington. I've heard the stories you want told, and lived, in Bloomington. I'm very proud of what we've all done together, to help so many write so many new and good stories. Today, I hear the call for more. I hear young people challenge us to do our part -- this next decade -- to become the city and the community we want to be. I hear people ask, how are we going to really welcome new residents, with affordable housing, with good jobs, with high quality of life, so diverse people from all walks of life can truly belong? I hear people ask, do we have a better way to help those struggling with substance use disorder? I hear people ask, can we keep building more trails and connections, encouraging more bikers and walkers? I hear parents wonder if their kids will have the options they did 25 years ago. I hear kids wonder if they will have a planet to live on. And a place to fit in.

Tonight we've looked out to 2030. We've talked about our reach, what we should be reaching toward. I want to ask you for a moment here as we wrap up: Where is your sanctuary, your place of safety, haven, special time -- where do you go to center yourself, and decide what's important? To gain strength for hard things? Where or with whom do you check yourself and your values, to see if you're living your values? If we're living our values as a community? Whether a religious place, or place of nature, or an activity or gathering of special people -- I'm asking you to go there, you can imagine it right now, but go there too, and think about what is Bloomington's proper role in the 2020s? And what is your role?

All this isn't easy. In fact, it's hard. But this community has always done hard things. We've pulled limestone from the earth. We've built a world class university in the middle of southern Indiana forests. We've dealt with industrial pollution and Superfund sites. We've invented lifesaving stents, and built the first color televisions. We've saved an iconic courthouse. We've leaned into our progressive values amid a conservative state.... We're a blueberry in a bowl of tomato soup. Bloomington can do this stuff.

My friends, the state of Bloomington is strong. We're a community full of energy and potential, where Everyone Counts. And it's our turn -- let's make the 20s a decade to remember. Thank you and good night.

For Approval



MEMO FROM COUNCIL OFFICE ON:

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

Synopsis

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

Relevant Materials

- Ordinance 20-31
- Memo to Council from Deputy Mayor, Mick Renneisen
- Written Questions and Answers¹
- Fiscal Impact Statement is forthcoming

Summary

Indiana Code² 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

¹ This document was recently received by the Council Office and was not included in the November 4, 2020 Regular Session Packet.

² [IC 36-4-9-4](#)



City of Bloomington Indiana

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flexibility to the City Engineer to balance the needs of planners and Department of Public Works staff.

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 is not the case.

Finally, 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.

Contact

Philippa Guthrie, guthriep@bloomington.in.gov, (812) 349-3426

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.

1. What is the fiscal impact of creating a new department? Please provide a fiscal impact statement. (CM Smith)

The fiscal impact of creating the Engineering Department is essentially net zero. Instead of all relevant monies being in the Planning & Transportation Department's budget, the money related to and affecting Engineering will simply be placed in a separate and contiguous budget. Scott, Terri and Neil developed the split in the expenses that were used to build the separate budgets. Council approved those budgets during the budget approval process concluding on October 14.

2. How would ongoing collaboration work between Engineering and the other related departments -- Public Works and Planning? (CM Sgambelluri)

We expect Engineering to continue to work collaboratively with both Planning & Transportation and Public Works, as the current Engineering staff has done successfully. The Engineering Department physically will remain in the same office space they occupied. The physical location should encourage ongoing collaboration and shared work. Much of the work that is conducted and overseen by Engineering is approved through the Board of Public Works. Engineering staff will continue to regularly present items to affected departments and obtain approval, where required, from the Board of Public Works.

3. Where would the money come from to fund the Engineering Department -- would Public Works or Planning lose money, and how much? (CM Rosenbarger)

Please see the answer to #1. Neither Planning & Transportation nor Public Works will lose money with the creation of the new Engineering Department.

4. Is it typical to organize a city so that the City Engineer is a Cabinet-level position? What are other cities doing? (CM Sgambelluri)

State code specifies that the City Engineer be appointed by the mayor, so it is likely common for these positions to be Cabinet-level. Listed below are examples of the structural placement of engineering in other Indiana cities.

	Does an Engineering Dept (ED) exist by name?	Is the ED independent of other city departments?	What is the ED's structure and what does it do?
Indianapolis	no	n/a	n/a
Fort Wayne	yes	no, it operates under the Department of Public Works	Office of the City Engineer (within Public Works) plans, develops, bids and manages the construction of the Transportation Capital Improvement Program; prepares and updates a Project Status Report; and provides

			technical assistance in selecting Capital Improvement Projects.
Evansville	yes	yes	Office of the City Engineer provides higher-level vision planning and project management and oversees paving of city streets. There is a separate Engineering Dept within the Water & Sewer Utility Dept.
South Bend	yes	no, it operates under the Department of Public Works	Led by City Engineer with four assistant City engineers, a director of long-term control plan, five project engineers, a construction manager, a permit manager, and three inspectors. The division oversees development, design, construction management, and inspection for public works and capital improvement projects. Also manages permits for construction in public right-of-way; reviews plans for all potential new or redevelopment projects.
Carmel	yes	yes	Led by City Engineer, the department is charged with reviewing plans for new developments, maintaining plans for past residential developments, stormwater management and traffic signal management.
Fishers	yes	yes	Director of Engineering heads the department with a staff of 11. General charges of the department include designing and managing new infrastructure projects, building project inspections and maintaining traffic signals and projects. The department also manages GIS and mapping.
Hammond	yes	yes	City Engineer oversees the department. Basic responsibilities include maintaining roads and street infrastructure, maintaining city maps and overseeing and designing infrastructure projects within the administration.

5. Which funds would the Engineering Department have control over? (CM Piedmont-Smith)

Engineering is responsible for implementing capital projects and, therefore, all capital funds related to construction are moving to the new department. In other words, the money follows the entity responsible for delivering, constructing and managing the project. In addition, all payroll for engineering staff, and some additional supply funding, will move to the Engineering Department. As indicated in an earlier response, Scott, Terri and Neil developed the split in the expenses that were used to build the separate budgets.

6. Where will the Engineering Department be physically located? (CM Volan)

As stated in question 2, the Engineering Department physically will remain in the same office space (within the Planning & Transportation Department) to encourage ongoing collaboration and shared work.

7. How would the public's experience with the City change as a result of this reorganization?

That is, how will the public experience City services differently (or not) as a result of this change? (CM Sgambelluri)

There should be no noticeable difference from a public perspective as a result of this reorganization. Both departments will share the same public phone number and the same administrative staff who are the face of the departments through general inquiries. We do think that some portion of the public will find it easier to access the engineering function of our organization because the department is called the Engineering Department. The public will no longer have to figure out if this function lies in Public Works, Planning and Transportation or elsewhere.



MEMO FROM COUNCIL OFFICE ON:

Resolution 20-17 - Authorizing the Allocation of the Jack Hopkins Social Services – Recover Forward Funding Cycle Funds for the Year 2020 and Related Matters

Synopsis

This resolution brings forward the recommendations of the 2020 Jack Hopkins Social Services Funding Program Committee. The principal task of the Committee is to recommend funding for local social services agency proposals that best meet Program criteria and best meet the needs of the community. This resolution allocates a total of \$224,905.21 to 25 different agency programs. The resolution also: approves the funding agreements with these agencies, accepts the report of the Committee, and authorizes the Chair of the Committee to resolve any questions regarding the interpretation of the agreements.

Relevant Materials

- Resolution 20-17
- October 2020 Report from the Jack Hopkins Social Services Funding Committee
 - 2020 Recover Forward Solicitation Letter
 - 2020 Recover Forward Express & Full Applications
 - Elaboration of Criteria
 - Committee Recommended Allocations
 - 2020 Recover Forward Funding Agreement Template

Summary

The Jack Hopkins Social Services Funding Committee is a standing committee of the Common Council. Its principal task is to make funding recommendations to the Common Council regarding the use of discretionary grant funding for social service agencies. This work is typically done in the first half of the year. Due to the COVID-19 public health emergency, and as part of the city's broader Recover Forward initiative (approved by the Council with [Appropriation Ordinance 20-03](#)), an additional \$200,000 was made available for a special round of 2020 grant funding. For this special funding cycle, the Committee tried to prioritize agency proposals that would provide direct relief to clients for food, shelter/housing, personal safety products (PPE, hygiene items, etc), and childcare.

With this resolution, the Council would be approving the funding recommendations of the Committee and funding agreements with the agencies. It would also authorize the Chair of the Committee to resolve questions involving the interpretation of the funding agreements. An example of a past question requiring a determination by the Chair is whether a particular agency purchase fell within the scope of the funding agreement's allowed use of funding provision.

Contact

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RESOLUTION 20-17

AUTHORIZING THE ALLOCATION OF THE JACK HOPKINS SOCIAL SERVICES - RECOVER FORWARD FUNDING CYCLE FUNDS FOR THE YEAR 2020 AND RELATED MATTERS

- WHEREAS, the Common Council established the Social Services Funding Committee (Committee) in 1993 to make recommendations to the entire Common Council and Mayor regarding the allocation of discretionary social services funds and, in 2002, named the program in the honor of Jack Hopkins, who was instrumental as a Council member in the establishment of this funding program; and
- WHEREAS, pursuant to Resolution 02-16, as amended by Resolution 13-07, Resolution 16-06, and Resolution 20-09, the Committee serves as a standing committee of the Council with four members from the Council assigned by the President of the Council and with three City residents (appointed by the Committee Chair) with experience in social services; and
- WHEREAS, this year the Committee includes Council members Susan Sandberg (Chair), Ron Smith, Sue Sgambelluri, and Matt Flaherty along with Tim Mayer, Mark Fraley, and Lauren McCalister; and
- WHEREAS, this year, due to the COVID-19 public health emergency, and pursuant to Appropriation Ordinance 20-03, an additional \$200,000 was made available for the Jack Hopkins Committee as part of the city's Recover Forward efforts; and
- WHEREAS, an additional \$25,000 was available through past unused monies in the Jack Hopkins non-reverting fund; and
- WHEREAS, the Committee held an Organizational Meeting on September 3, 2020 to establish the program procedures for this additional grant cycle; and
- WHEREAS, at that time, the Committee affirmed its policies, which set forth and elaborated upon the following criteria for making recommendations:
1. The program should address a previously identified priority for social services funds (as indicated in the *Service Community Assessment of Needs* (SCAN), the City of Bloomington Housing and Neighborhood Development Department's *Consolidated Plan*, or any other community-wide survey of social service needs); and
 2. The funds should provide a one-time investment that, through matching funds or other fiscal leveraging, makes a significant contribution to the program. However, the Committee excepts the following from the one-time funding rule:
 - a. Pilot projects;
 - b. Projects that need bridge funding – when an agency demonstrates that an existing program has suffered a significant loss of funding and requires “bridge” funds in order to continue for the current year; or
 - c. Collaborative projects; and
 3. This investment in the program should lead to broad and long lasting benefits to the community; and
- WHEREAS, this affirmation included a 2012 change that allowed agencies to submit a second application as part of a collaborative project with one or more other agencies; and
- WHEREAS, this affirmation also included a change in 2016 that allowed agencies to submit requests for operational funding that did not meet one of the long-standing exceptions to the “one time funding requirement:” pilot projects, bridge funding, and collaborative projects; and
- WHEREAS, this affirmation also included a prioritization of projects for this special round of funding that would allow agencies to provide direct relief to clients for: 1) food, 2) shelter/housing, 3) personal safety/hygiene products/personal protective equipment, and 4) childcare; and
- WHEREAS, by the deadline at 12:00 p.m. on October 2, 2020, the Committee received 36 timely applications seeking approximately \$591,599.77 in funding; and
- WHEREAS, on October 9, 2020 the Committee met to discuss the applications, and submitted written questions to agencies seeking additional information where needed; and
- WHEREAS, after receiving agency responses to the Committee's written questions, the members of the Committee evaluated proposals and assigned each proposal a recommended allocation; and

WHEREAS, on October 22, 2020, the Committee met for a pre-allocation meeting and adopted a preliminary recommendation to fund 25 applications and these recommendations were adopted by the Committee at its Allocation Hearing on October 26, 2020; and

WHEREAS, all the foregoing meetings were open to the public to attend, observe and record what transpired, and a period of public comment was offered before a vote on the recommendations was taken; and

WHEREAS, funding agreements have or will be executed by the 25 agencies recommended to receive funds, and those agencies understand and agree to abide by the terms of those agreements; and

WHEREAS, the staff of the HAND department will arrange for the disbursement of the grant funds pursuant to the funding agreements, which will be interpreted by the Chair of the Committee; and

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

SECTION 1. The Common Council now allocates a total of two hundred twenty-four thousand nine hundred five dollars and twenty-one cents (\$224,905.21) set aside for the Jack Hopkins Social Services Funding program to the following agencies for the following amounts and in accordance with the funding agreements approved in Section 2.

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

	<u>Agency</u>	<u>Grant</u>	<u>Purpose</u>
a.	All Options Pregnancy Resource Center	\$4,450	Essential supplies for local families (facemasks, menstrual products, pregnancy tests, soap/shampoo, condoms, reusable bags, hand sanitizer)
b.	Amethyst House	\$13,000	Personnel expenses for residential case managers and technicians for November and December 2020
c.	Big Brothers Big Sisters of Central Indiana	\$15,000	Personnel expenses.
d.	Bloomington Meals on Wheels, Inc.	\$10,000	Medically tailored meals.
e.	Boys & Girls Clubs of Bloomington	\$10,400	Personnel expenses.
f.	Catholic Charities Bloomington	\$2,014.23	HEPA air filters, wall unit dispensers, and disinfectant solution.
g.	Centerstone of Indiana, Inc.	\$8,250	Elite 33 ThermalFlowTech 400 sq. ft. Bed Bug Treatment Package; metal shelves; and linens for 50 units
h.	Courage of Change Sober Living	\$3,430	Personnel expenses (extra hours for house managers).
i.	Habitat for Humanity of Monroe County	\$8,862	Construction materials (materials for floor system, wall framing, roof system and trusses, or porch and decking)
j.	HealthNet, Inc.	\$5,518.98	Purashield-500 air purifiers and replacement cartridges.
k.	Hotels for Homeless	\$7,400	Hotel room payments during winter months.
l.	Indiana Recovery Alliance	\$4,430	Narcan and supplies for Syringe Service Program.
m.	LIFEDesigns Inc.	\$10,000	Personal Protective Equipment for Disabilities Services (KN95 masks, gloves, and disinfectant, isolation gowns).
n.	Middle Way House, Inc.	\$8,000	Paper sanitary and cleaning products, hand sanitizer and cleaning solution, facemasks, hardware to replace used sanitation/healthcare equipment as needed.
o.	Monroe County Humane Association	\$2,000	Immediate and extended emergency housing for pets (direct boarding and care, including housing, food, needed vaccines, and basic animal care).
p.	Monroe County United Ministries	\$9,500	Supplies for restocking cleaning and hygiene closet; meals and snacks for Compass students.

q.	Mother Hubbard’s Cupboard	\$19,100	Staff support – (\$10,000); Hand warmers, work gloves, lights, space heaters, insulated coveralls, insulated jackets, warm weather accessories, outdoor patio heater, and tent (\$9,100)
r.	New Hope Family Shelter, Inc.	\$14,020	High capacity clothes washers and dryers, metal bunk beds, and mattresses.
s.	New Leaf- New Life	\$9,540	Staff support for re-entry liaison and re-entry mentor, tents, backpacks, sleeping bags, tarps, blankets, gloves, beanies, hygiene kits, can openers, hand/feet warmers, food bank funds.
t.	Planned Parenthood of Indiana and Kentucky	\$7,500	Contraception subsidies.
u.	Refugee Support Network	\$5,000	Housing and medical support.
v.	Safe Families for Children in Bloomington, Indiana	\$2,000	Transportation and tangible needs for families, including diapers, formula, and gas cards.
w.	Shalom Community Center, Inc.	\$17,500	Restroom repair and renovation expenses, rental of handwashing station, and stocking the Crawford Homes hygiene pantry.
x.	Bloomington St. Vincent de Paul	\$15,000	Utility bill assistance.
y.	Wheeler Mission	\$12,990	Personnel expenses for emergency services Case Manager.

SECTION 3. The Council authorizes the Chair of the Jack Hopkins Social Services Funding Committee to resolve any questions regarding the implementation of these 2020 funding agreements.

SECTION 4. The Council also approves the *October 2020 Report* of this Standing Committee of the Common Council.

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 resolution brings forward the recommendations of the 2020 Jack Hopkins Social Services Funding Program Committee. The principal task of the Committee is to recommend funding for local social services agency proposals that best meet Program criteria and best meet the needs of the community. This resolution allocates a total of \$224,905.21 to 25 different agency programs. The resolution also: approves the funding agreements with these agencies, accepts the report of the Committee, and authorizes the Chair of the Committee to resolve any questions regarding the interpretation of the agreements.

City of Bloomington Common Council's Jack Hopkins Social Services Funding Committee

REPORT AND RECOMENDATION ON:

RESOLUTION 20-17 - Authorizing the Allocation of the Jack Hopkins Social Services - Recover Forward Funding Cycle Funds for the Year 2020 and Related Matters

PROLOGUE: The following description of the 2020 Jack Hopkins Social Services Program, along with the supporting documentation attached hereto, constitutes the 2020 Jack Hopkins – Recover Forward Funding Cycle Committee Report pursuant to Bloomington Municipal Code 2.04.230. The Report of the Committee is advisory in nature.

DESCRIPTION: This is the 28th year of the Jack Hopkins Social Services Funding Program, named after former Councilmember Jack Hopkins. Since its inception in 1993 through the spring funding cycle in 2020, the City has expended approximately \$4.78 million under this program to serve the needs of our community's most vulnerable residents. Indeed since the inception of this program, funding has more than tripled: from \$90,000 in 1990 to \$311,000 available the first funding cycle of 2020.

In August 2020, the Bloomington Common Council approved Mayor Hamilton's Recover Forward Initiative, which included \$200,000 in additional funds for Jack Hopkins grants in 2020. For this second funding cycle, there was a total of \$225,000 available - \$200,000 from the Recover Forward Initiative and \$25,000 from unused monies from the Spring 2020 funding cycle in the Jack Hopkins non-reverting fund.

Each year, the demand for funds exceeds supply, and each year, the Committee works hard to develop a fair and responsive process, one sensitive to local need, and one intended to foster responsible fiscal stewardship. This was a particularly difficult year, as the COVID-19 public health emergency impacted the community and this Committee's work in numerous ways.

RESOLUTION 20-17: This resolution implements the recommendations of the 2020 Jack Hopkins Social Services Funding Committee. The legislation:

- Allocates \$224,905.21 in grant funds to 25 agency programs. Note that the amount allocated includes just under \$200,000 in 2020 Recover Forward Initiative funds as well as \$25,000 in unused 2020 spring allocation funds available through the Jack Hopkins non-reverting fund;
- Approves the Funding Agreements with these agencies;
- Delegates questions regarding the interpretation of the Funding Agreements to the Chair of the Committee (Councilmember Sandberg);

- Authorizes the Chair of the Committee to appoint three non-Councilmember appointees to the Committee; and
- Approves the Report of the Jack Hopkins Committee, which includes this summary and the attached supporting documentation.

COMMITTEE MEMBERS: The Committee is a Standing Committee of the Council, pursuant to BMC 2.04.210. By the fall of 2020, the Committee included four Councilmembers and three members of the public with experience in social services. The non-Councilmembers are appointed by the Chair:

- Susan Sandberg (Chair)
- Matt Flaherty
- Sue Sgambelluri
- Ron Smith
- Tim Mayer
- Mark Fraley
- Lauren McCalister

HAND STAFF: While Council staff coordinates the program prior to Council action, Doris Sims, Cody Toothman and Tonda Radewan of HAND provide critical insight and assistance throughout the process. Once Council approves the recommended allocation, HAND staff administers the reimbursement of funds to agencies, monitors grant requirements, and otherwise advises agencies post-award.

2020 JACK HOPKINS – RECOVER FORWARD FUNDING PROCESS: The following is a brief summary of the 2020 Recover Forward Hopkins process.

- **Organizational Meeting – Thursday, September 3, 2020*.** The Committee met to discuss the timeline and application process for this special round of funding. At this meeting the Committee:
 - Voted to accept two types of grant applications – 1) an Express Application designed to capture only updated information from those agencies that already had an application on file from the Spring 2020 round of funding and 2) a Full Application, required of agencies who did not submit a Spring 2020 application.
 - Voted to continue the practice of accepting requests for operational funding that do not fit within one of the long-standing exceptions to the “one time funding” criteria: pilot projects, bridge funding, and collaborative projects. The Committee also decided to prioritize projects that would allow agencies to provide direct relief to clients for:
 - Food;
 - Shelter/housing;
 - Personal safety/hygiene products/personal protective equipment; and
 - Childcare.

- Adopted the elaboration of criteria for evaluating and awarding grants;
 - Approved the solicitation materials as amended; and
 - Established a schedule for the 2020 Jack Hopkins – Recover Forward Funding Cycle Process.
- **Request for Applications Issued – Wednesday, September 9, 2020.** The Council Office sent a solicitation letter directly to social services agencies, posted the letter and application on the Committee’s website, and issued a press release announcing the availability of the application.
 - **Technical Assistance Meeting.** In lieu of a technical assistance meeting for this special round of funding, agencies were invited to view the 2020 Technical Assistance presentation available online. Agencies were also encouraged to email the Council’s office with any questions.
 - **Deadline for Applications – Original date was Monday, September 28, 2020; but was extended to Friday, October 2, 2020.** 35 timely applications were submitted to the Council Office by the deadline requesting a total of \$591,599.77.
 - **Distribution of Packet of Applications – Friday, October 2, 2020.** The Council Office distributed application materials to committee members and staff.
 - **Initial Review of Applications by the Committee – Friday, October 9, 2020*.** The committee met via Zoom for an initial review of the 35 applications. The Committee removed 11 applications from further consideration, and developed questions to be answered by agencies via email.
 - **Agency Presentations.** Due to the COVID-19 public health emergency, the Committee decided to forego the typical agency presentations. Instead, Committee questions were submitted in writing to 25 agencies on October 12, 2020. 24 agencies responded to the Committee’s written questions by October 16, 2020. All agency questions and answers were distributed to the Committee on Sunday, October 18, 2020.
 - **Individual Committee Member Recommendations – Tuesday, October 20, 2020.** Committee members submitted individual recommended allocations and comments to the Council Office. The Council Office compiled the Committee comments and computed allocation averages based on a compilation of the Committee’s recommended allocations. This information was distributed to the Committee in advance of the Committee’s pre-allocation meeting.
 - **Pre-Allocation Meeting – Thursday, October 22, 2020 at 6:00 pm*.** The Committee met via Zoom and made preliminary recommendations for funding to be considered at its Allocation meeting.

- **Allocation Meeting – Monday, October 26, 2020 at 6:00 pm***. The Committee met via Zoom and recommended funding 25 agency applications for a total of \$224,905.21. Please note that the Committee offered an opportunity for public comment prior to voting on its preliminary recommendations.
- **De-Briefing Meeting.** There is no de-briefing meeting scheduled for this Recover Forward Initiative round of funding as this funding was only available due to the COVID-19 public health emergency, and the Committee participated in a de-briefing meeting on Wednesday, June 17, 2020 following the 2020 Spring funding where the Committee identified what worked well and what warrants change in 2021.
- **Council Action – Wednesday, November 18, 2020.** The Common Council will consider Resolution 20-17 approving recommendations and taking related actions regarding the program.
- **Technical Assistance Meeting for Grantees – Tuesday, December 1, 2020 at 9:30 am.** The HAND Department has scheduled a Technical Assistance meeting over Zoom at this time to inform funded agencies how to obtain reimbursements under the grant.

*Per Executive Orders issued by the Governor, this meeting was conducted electronically.

CRITERIA AND OTHER PROGRAM POLICIES: Former Councilmember Jack Hopkins established three criteria for this program in 1993. The Committee has elaborated upon the criteria over the years by providing a policy statements, which was sent out with the funding solicitation as well as placed on the Council web page. Those criteria, exceptions to the same, and enhanced reporting on efficacy of operational funds are briefly stated below.

- **Criteria:**
 - The program should address a previously-identified priority for social services funding (as indicated in the Service Community Assessment of Needs [SCAN], the City of Bloomington Housing and Neighborhood Development Department's Consolidated Plan or any other community-wide survey of social service needs).
 - The funds should provide a one-time investment that, through matching funds or other fiscal leveraging, makes a significant contribution to the program; and
 - This investment in the program should lead to broad and long-lasting benefits to the community.
- **Exceptions:** As originally envisioned, Hopkins funds were intended to be a "one-time investment." This one-time funding rule was intended to encourage innovation, address changing community needs, and to discourage dependency of an agency on Hopkins funding for its on-going operational needs. Over time, the Committee has established exceptions to the "one-time funding" rule. Those exceptions allow for requests for operating funds for pilot projects, to bridge the gap left by a loss of another funding

source, and for collaborative projects. For the last several years, the Committee has received increasing feedback from agencies calling for a broader allowance for operational requests. Agencies have opined that in the current economic climate, operational funds are the hardest to come by and that such funds are critical for non-profits' continued provision of essential services. In response, in 2016 the Committee voted to accept applications for operational funds that do not fit one of the aforementioned exceptions. The Committee agreed to continue this practice again this year and included the following proviso in its solicitation material:

- Please note that the Committee recognizes the growing need for operational funds that do not fit one of the aforementioned exceptions. For that reason, this year – in addition to accepting applications for operational funds for pilot, bridge, or collaborative programs – the Committee is again accepting applications for operational funds that do not meet one of the exceptions to the one-time funding rule. However, know that preference will still be given to initiatives that are one-time investments. Know further that this new allowance is specific to the 2020 Recover Forward funding cycle; the Committee may not offer this allowance in 2021.
 - Be advised that the Committee will not accept applications from agencies two years in a row for the same operational expense.
 - As always, any request for operational funds must be accompanied by a well-developed plan for future funding.
- **Enhanced Reporting on Efficacy of Operational Funds:** Over time, the Committee has worked to build in more meaningful reporting requirements for grantees, such that it might be better positioned to assess the efficacy of a program or agency in future years. This is especially true for operational funds, as the Committee has agreed to continue with the broad operational allowance for 3-4 years before evaluating the change. For that reason, this year's Committee continued 2019's enhanced reporting requirement requiring those who receive operational funds to report back to the Committee at two points: once when the agency submits its final claim in May, 2021 (a requirement made of all grantees); and again by August, 2021 to provide an update on the project's outcome indicators. Operational costs are those that are recurring and include outlays for personnel, rent, utilities, maintenance, supplies, client services, and other like ongoing budget items.

The 2020 Recover Forward Report of the Jack Hopkins Social Services Funding Committee is signed by the following majority of its membership:

Council Members

Date

Susan Sandberg (Chair)
Council Member, At-Large

Ron Smith
Council Member, District III

Sue Sgambelluri
Council Member, District II

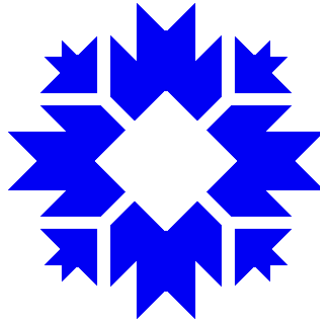
Matt Flaherty
Council Member, At-Large

Residents With Experience in Social Services

Tim Mayer

Mark Fraley

Lauren McAlister



City of Bloomington Common Council Jack Hopkins Social Services Funding Committee

23 September 2020

Dear Social Services Agency:

In August 2020, the Common Council approved Mayor Hamilton's [*Recover Forward*](#) initiative, which includes an additional round of Jack Hopkins funding. The additional \$200,000 of social service funding to be awarded in 2020 is meant to help individuals in great need in order to help the community recover more quickly from the COVID-19 pandemic. Since 1993, the Jack Hopkins Committee has granted approximately \$4.45 million to social service agencies who serve our community's most vulnerable residents.

The City of Bloomington Common Council's Jack Hopkins Social Services Funding Committee invites social services agencies serving the needs of City of Bloomington residents to apply for this special round of grant funding. The Committee has \$200,000 to distribute to agencies for programs or projects that meet the Committee's criteria.

The Jack Hopkins program, a fund enabled by City of Bloomington taxpayer dollars, strives to fund projects that will improve the human condition of Bloomington residents in the long run. Please Note: For this special round of funding, the highest priority will be given to programs or projects that are able to provide direct services to clients, with a particular emphasis on assistance for shelter, childcare, food, and personal safety (e.g., hygiene products or personal protective equipment). Please be advised that, depending on the strength of the applicant pool, the Committee may decide not to distribute all of the available funding.

Special Application Process for Jack Hopkins – Recover Forward funding cycle

- For agencies that applied during the Spring 2020 Jack Hopkins funding cycle:
 - The Committee will accept a [*Recover Forward Express Application*](#) (which is slightly shorter, due to the Committee already having certain information on file from earlier in the year).
- For agencies who did not apply during the Spring 2020 Jack Hopkins funding cycle:
 - The Committee requires submission of a [*Recover Forward Full Application*](#).

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

- 1) **Address a previously-identified priority for social services funding.**
The need should be documented in the [Service Community Assessment of Needs \(SCAN\)](#), City of Bloomington, Housing and Neighborhood Development Department's [2015-2019 Consolidated Plan](#), or any other community-wide survey of social service needs. The highest priority will be given to programs that are able to provide direct services to clients, with a particular emphasis on assistance for shelter, childcare, food, and personal safety (ex. PPE) to City residents who are: low-moderate income, under 18-years old, elderly, affected with a disability, or are otherwise disadvantaged.
- 2) **Function as a one-time investment.**
Hopkins grants are intended to be a one-time investment. This restriction is meant to encourage innovative projects and to allow the funds to address changing community circumstances. While the Committee may provide operational funding for pilot projects, bridge funding needs, and collaborative initiatives, an agency should not expect to receive or rely on the Hopkins fund for on-going costs (e.g., personnel) from year to year.

Exception - Continued Allowance for General Operational Funds
Please note that the Committee recognizes the need for operational funds that do not fit one of the aforementioned exceptions. For that reason, for this special round of funding -- in addition to accepting applications for operational funds for pilot, bridge, or collaborative programs -- the Committee is accepting applications for operational funds that *do not* meet one of the exceptions to the one-time funding rule. Know that this allowance is specific to the 2020 funding cycle; the Committee may not offer this allowance in 2021.
 - As always, any request for operational funds must be accompanied by a well-developed plan for future funding.
- 3) **Leverage matching funds or other fiscal mechanisms.**
Other fiscal mechanisms might include things like number of volunteers or volunteer hours devoted to the proposed project, working in partnership with another agency, and/or other in-kind donations.
- 4) **Make a broad and long-lasting contribution to our community.**
As articulated by Jack Hopkins, the co-founder of this program: "[P]riority should be given to projects or programs where investments now will have a positive, long-term spillover effect (such as reduced susceptibility to...diseases, decreased absences from school, reducing lost time from work, [alleviating the effects of poverty]...etc.)." Historically, this criterion has excluded funding events or celebrations.

COLLABORATION – TWO APPLICATIONS ALLOWED

The Committee continues to accept applications for collaborative projects that address community-wide social problems and more efficiently meet the needs of social service agencies and agency clients. Note that if you are submitting a collaborative application, you may submit two applications – an individual application on behalf of your agency and another as part of your collaborative proposal. If submitting an application for a collaborative project, note that applicants must submit a Memorandum of Understanding (MOU) as part of their application.

ELABORATION OF CRITERIA

Over time, the Committee has refined each criterion. A detailed explanation of criteria is provided in the Committee's *Elaboration of Criteria*, posted on the Committee's webpage. <http://bloomington.in.gov/jack-hopkins>. Agencies are strongly encouraged to review this document.

OTHER REQUIREMENTS

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

- Hopkins funds are intended to be put to work in the community as soon as possible. For that reason, agencies must submit final claims no later than May 19, 2021.
- The program for which funding is sought ***must primarily benefit City residents***.
- The application must request a minimum of \$1,000.
- The applicant must be a 501(c)(3), or be sponsored by one. In the event the applicant is sponsored by a 501(c)(3), the sponsoring agency must provide a letter acknowledging its fiscal relationship to the applicant. All new applicants are required to submit 501(c)(3) documentation.
- One application per agency, unless participating in a collaborative project.

HOW TO APPLY

For agencies that ***did not*** submit an application in Spring 2020:

To be eligible for consideration, your agency **must** submit the following. Applications that are missing any of the following required information will be eliminated from further consideration.

- ✓ **COMPLETED FULL RECOVER FORWARD APPLICATION FORM.** Electronic forms are available at: <http://bloomington.in.gov/jack-hopkins>.
- ✓ **PROJECT BUDGET DETAILING THE USE OF JACK HOPKINS FUNDS**
- ✓ **A YEAR-END FINANCIAL STATEMENT** including fund balances, total revenue and expenditures
- ✓ **SIGNED, WRITTEN ESTIMATES** if an agency is seeking funding for capital improvements
- ✓ **A MEMORANDUM OF UNDERSTANDING** signed by all agencies participating in a Collaborative Project
- ✓ **501(c)(3) DOCUMENTATION FOR ANY FIRST-TIME HOPKINS APPLICANT**

For agencies that did submit an application in Spring 2020:

To be eligible for consideration, your agency **must** submit the following. Applications that are missing any of the following required information will be eliminated from further consideration.

- ✓ **COMPLETED EXPRESS APPLICATION FORM.** Electronic forms are available at: <http://bloomington.in.gov/jack-hopkins>.
- ✓ **PROJECT BUDGET DETAILING THE USE OF JACK HOPKINS FUNDS**
- ✓ **SIGNED, WRITTEN ESTIMATES** if an agency is seeking funding for capital improvements
- ✓ **A MEMORANDUM OF UNDERSTANDING** signed by all agencies participating in a Collaborative Project

LIVING WAGE REQUIREMENTS:

Some not-for-profit agencies receiving Jack Hopkins Funds are subject to the City's Living Wage Ordinance, *Bloomington Municipal Code* §2.28. For 2020, the Living Wage is \$13.21 an hour, of which \$1.98 may be in form of health insurance to the covered employee. An agency is subject to the Living Wage Ordinance, **only if all three** of the following are true:

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

An agency who meets all three criteria is not obligated to pay the full amount of the living wage in the first two years they received assistance from the City; instead they are subject to a phase-in requirement. Please visit [Living Wage FAQs for Non-Profits](#) to learn more.

APPLICATION DEADLINE

FRIDAY, 02 OCTOBER 2020, 12:00 PM

Submit complete applications to council@bloomington.in.gov with the subject line:
"JHSSF Recover Forward Application – [agency name]"

While electronic submissions are strongly encouraged, applicants may also deliver or mail their applications to the Council Office: Suite 110, 401 N. Morton

No late applications accepted



HELPFUL HINTS

- **Consult the Application Checklist**
- **Technical Assistance:** Contact the Council Office at council@bloomington.in.gov any time before and up to September 25th with questions about the application or funding process. Staff will provide technical assistance regarding application requirements or logistics and answer questions about this special funding process through September 25th. Staff will continue to answer questions and provide assistance as able up to the application deadline. However, applicants should note that, as the application deadline approaches, staff may not be able to respond fully to late requests for assistance.
- **Read the [Elaboration of Criteria](#)** as posted on the [Committee's webpage](#). This document provides further explanation of the Committee's funding criteria. Agencies whose proposals are not successful sometimes fail because the proposal runs afoul of a rule in this document.
- **Keep your application clear and concise.** Remember, in some years, Committee members have had as many as 50 applications to review.
- **Applications should be self-explanatory and self-contained** (i.e., no need for staff follow up; **no** addenda accepted after the deadline)
- **Review an example of [a well-written application](#)** as posted on the Committee's webpage.
- **Peruse other successful applications** as posted on the [Committee's webpage](#).

2020 JACK HOPKINS SOCIAL SERVICES FUNDING SCHEDULE

*Per [Executive Orders](#) issued by the Governor, meetings will be conducted electronically until further notice. Zoom links for each meeting will be posted to the [Jack Hopkins Committee website](#).

APPLICATION DEADLINE	FRIDAY, 02 OCTOBER 2020, 12:00 PM
Agencies submit answers to Committee's written questions <i>The Committee will meet on October 9th to review applications. Any questions that the Committee has will be submitted in writing to agencies by October 12th.</i>	Thursday, 15 October 2020
Committee Recommends Allocation of Funds (attendance optional)	Monday, 26 October 2020, 6:00 pm
Agencies sign Funding Agreements	Early November 2020
Common Council Acts on Committee Recommendations	Wednesday, 18 November 2020, 6:30 pm
HAND Technical Assistance Meeting for Grantees On Claims & Reimbursements	Tuesday, 02 December 2020, 9:30 am

ABOUT THE JACK HOPKINS COMMITTEE

The Committee is composed of four members of the Bloomington Common Council and three City residents with experience in social services. Councilmembers serving are: Susan Sandberg (Chair), Matt Flaherty, Sue Sgambelluri, and Ron Smith. The citizen appointments are: Tim Mayer, Mark Fraley and Lauren McCalister.

HELP WITH APPLICATIONS

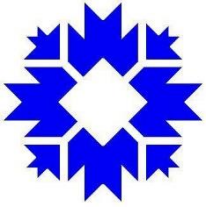
The application process is designed to be simple. However, if you have any questions, please don't hesitate to give us a call. You can contact the Council Office at council@bloomington.in.gov or Cody Toothman in the Housing and Neighborhood Development Department at (812) 349-3512 or at cody.toothman@bloomington.in.gov.

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

Sincerely,

/s/ Susan Sandberg

Susan Sandberg, Chair
2020 Jack Hopkins Social Services Funding Committee
City of Bloomington Common Council



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

2020 RECOVER FORWARD EXPRESS APPLICATION

In August 2020, the Common Council approved Mayor Hamilton's [Recover Forward](#) initiative, which includes an additional round of Jack Hopkins funding. The additional \$200,000 of social service funding to be awarded in 2020 is meant to help individuals in great need in order to help the community recover more quickly from the COVID-19 pandemic. **This express application is designed to streamline the normal application process and should only be used by agencies that already have a 2020 Jack Hopkins Social Services Funding application on file.**

APPLICATION CHECKLIST

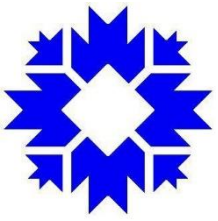
All applicants for 2020 Jack Hopkins-Recover Forward funding must submit the following:

- ✓ **COMPLETED EXPRESS APPLICATION FORM**
- ✓ **PROJECT BUDGET DETAILING THE USE OF HOPKINS FUND**
- ✓ **SIGNED, WRITTEN ESTIMATES** if an agency is seeking funding for capital improvements
- ✓ **A MEMORANDUM OF UNDERSTANDING** signed by all agencies participating in an application for a Collaborative Project

ALL APPLICATIONS DUE BY FRIDAY, OCTOBER 2 AT 12:00 PM.

**Email to: council@bloomington.in.gov with subject
"2020 JHSSF Recover Forward Application – [agency name]"**

Incomplete or late applications will not be considered.



**CITY OF BLOOMINGTON, COMMON COUNCIL
JACK HOPKINS SOCIAL SERVICES FUNDING COMMITTEE
2020 EXPRESS GRANT APPLICATION**

AGENCY CONTACT INFORMATION

Lead Agency Name:

Address:

Phone:

E-Mail:

Website:

President of Board of Directors:

Name of Executive Director:

Phone:

E-Mail:

Name and Title of agency Contact Person:

Phone:

E-Mail:

Name of Grant Writer:

Phone:

E-Mail:

PROJECT INFORMATION

Project Name:

Total cost of project:

Requested amount of JHSSF funding:

Total number of City residents anticipated to be served by this project:

Total number of clients anticipated to be served by this project:

PROJECT SYNOPSIS (250 words or less)

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

Address where project will be housed:

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

☐ Yes ☐ No ☐ N/A

If you are seeking funds for capital improvements to real estate and if you do not own the property at which the project the project will take place, please explain your long-term interest in the property. For example, how long has the project been housed at the site? Do you have a contract/option to purchase? If you rent, how long have you rented this property and what is the length of the lease? Be prepared to provide a copy of your deed, purchase agreement, or lease agreement upon the Committee's request.

Is the property zoned for your intended use? ☐ Yes ☐ No ☐ N/A

If "no," please explain:

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

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

Is this a collaborative project? ☐ Yes ☐ No. If yes: List name(s) of agency partner(s):

If this is a collaborative project, please indicate: how your missions, operations and services do or will complement each other; the existing relationship between your agencies and how the level of communication and coordination will change as a result of the project; and any challenges and steps you plan to take to address those challenges.

PROJECT COSTS

Is this request for operational funds? ☐ Yes ☐ No

If “yes,” indicate the nature of the operational request:

☐ Pilot Project

☐ Bridge Funding

☐ Collaborative Project

☐ None of the Preceding – General request for operational funds pursuant to 2020 guidelines.

Other Funds Expected for this Project *(Please indicate source, amount, and whether confirmed or pending):*

FUNDING PRIORITIES -- RANKED

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

☐ Yes ☐ No

If “yes”, please provide an itemized list of program elements, ranked by priority and cost:

	Item	Cost
Priority #1		
Priority #2		
Priority #3		
Priority #4		
Priority #5		
Priority #6		
Priority #7		
TOTAL REQUESTED		

JACK HOPKINS FUNDING CRITERIA – RECOVER FORWARD PREFERENCES

NEED (500 words or less)

Explain how your project meets the [Jack Hopkins Funding Criteria](#), as further explained in the [Elaboration of Criteria](#). Please be aware that, as part of the City's broader Recover Forward efforts, the Committee will prioritize projects that allow agencies to provide direct relief to clients for: 1) food, 2) shelter/housing, 3) personal safety/hygiene products/personal protective equipment, and 4) childcare. Explain whether your project will help meet one of these needs.

OUTCOME INDICATORS (100 words or less)

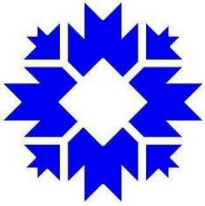
Please describe the outcome indicators you intend to use to measure the success of your project.

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

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

OTHER COMMENTS *(500 words or less)*

Use this space to provide other information you think the Committee would find useful. Any additional comments should supplement, not restate, information provided in the foregoing.



CITY OF BLOOMINGTON, COMMON COUNCIL
JACK HOPKINS SOCIAL SERVICES FUNDING COMMITTEE
RECOVER FORWARD FULL APPLICATION

APPLICATION CHECKLIST

This application is for agencies who did not apply for Jack Hopkins funding in Spring 2020.

Please submit the following:

- ✓ **COMPLETED APPLICATION FORM**
- ✓ **PROJECT BUDGET DETAILING THE USE OF HOPKINS FUND**
- ✓ **A YEAR-END FINANCIAL STATEMENT** including fund balances, total revenue and expenditures
- ✓ **SIGNED, WRITTEN ESTIMATES** if an agency is seeking funding for capital improvements
- ✓ **A MEMORANDUM OF UNDERSTANDING** signed by all agencies participating in an
- ✓ application for a Collaborative Project
- ✓ **501(c)(3) DOCUMENTATION** for any first-time applicant. (Agencies who have previously applied from Jack Hopkins funding do not need to provide this documentation.)

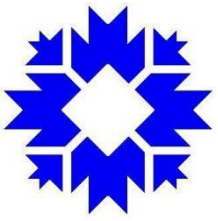
Incomplete applications will not be considered for funding.

ALL APPLICATIONS DUE BY FRIDAY, OCTOBER 2, 2020 AT 12:00 PM

send to: council@bloomington.in.gov

with subject "2020 JHSSF-Recover Forward Application – [agency name]"

No late applications accepted.



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

AGENCY CONTACT INFORMATION

Lead Agency Name:

Address:

Phone:

E-Mail:

Website:

Name of President of Board of Directors:

Name of Executive Director:

Phone:

E-Mail:

Name and Title of Agency Contact Person:

Phone:

E-Mail:

Name of Grant Writer:

Phone:

E-Mail:

AGENCY INFORMATION

Lead Agency:

Is the Lead Agency a 501(c)(3)? [] Yes [] No

Note: If your agency is a first-time applicant for Jack Hopkins funding, you must provide 501(c)(3) documentation with your application.

Number of Employees:

Full-Time	Part-Time	Volunteers

AGENCY MISSION STATEMENT (150 words or less)

Note to faith-based applicants: If your organization is a faith-based agency, please provide the mission statement of your proposed project, not your agency. Please further note: 1) Hopkins funds may never be used for inherently religious activity; 2) Any religious activity must be separate in time or place from Hopkins-funded activity; 3) Religious instruction cannot be a condition for the receipt of services; and 4) Any Hopkins program must be open to all without a faith test.

PROJECT INFORMATION

Project Name:

Total cost of project:

Requested amount of JHSSF funding:

Total number of City residents anticipated to be served by this project:

Total number of clients anticipated to be served by this project:

PROJECT SYNOPSIS (250 words or less)

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

Address where project will be housed:

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

☐ Yes ☐ No ☐ N/A

If you are seeking funds for capital improvements to real estate and if you do not own the property at which the project the project will take place, please explain your long-term interest in the property. For example, how long has the project been housed at the site? Do you have a contract/option to purchase? If you rent, how long have you rented this property and what is the length of the lease? Be prepared to provide a copy of your deed, purchase agreement, or lease agreement upon the Committee's request.

Is the property zoned for your intended use? ☐ Yes ☐ No ☐ N/A

If "no," please explain:

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

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

Is this a collaborative project? ☐ Yes ☐ No. If yes: List name(s) of agency partner(s):

If this is a collaborative project, please indicate: how your missions, operations and services do or will complement each other; the existing relationship between your agencies and how the level of communication and coordination will change as a result of the project; and any challenges and steps you plan to take to address those challenges.

PROJECT COSTS

Is this request for operational funds? ☐ Yes ☐ No

If “yes,” indicate the nature of the operational request:

☐ Pilot ☐ Bridge ☐ Collaborative ☐ None of the Preceding – General request for operational funds pursuant to 2020 funding guidelines.

Other Funds Expected for this Project *(Please indicate source, amount, and whether confirmed or pending):*

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

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

FISCAL LEVERAGING *(100 words or less)*

Describe how your project will leverage other resources, e.g., other funds, in-kind contributions, or volunteers.

FUNDING PRIORITIES -- RANKED

Due to limited funds, the Committee may recommend partial funding for a program. In the event the Committee is unable to meet your full request, **will you be able to proceed with partial funding?**
[] Yes [] No

If “yes”, please provide an itemized list of program elements, ranked by priority and cost:

	Item	Cost
Priority #1		
Priority #2		
Priority #3		
Priority #4		
Priority #5		
Priority #6		
Priority #7		
TOTAL REQUESTED		

JACK HOPKINS FUNDING CRITERIA

NEED (200 words or less)

Explain how your project addresses: Recover Forward priorities of direct relief to clients for: 1) food, 2) shelter/housing, 3) personal safety/hygiene products/personal protective equipment, and 4) childcare, or a previously-identified priority for social services funding as documented in the [Service Community Assessment of Needs](#), the City of Bloomington, Housing and Neighborhood Development Department's [2015-2019 Consolidated Plan](#), or any other community-wide survey of social service needs.

ONE-TIME INVESTMENT (100 words or less)

Jack Hopkins Funds are intended to be a one-time investment. Please explain how your project fits this criterion. If you are requesting operational funds (e.g., salaries, rent, vouchers, etc.), please explain how your project satisfies an exception to the one-time funding rule (pilot, bridge, or collaborative). If you are requesting operational funds that do not satisfy one of the aforementioned exceptions, but your request is being made pursuant to the 2020 allowance for operational funds, please make that clear. If you are requesting operational funding, you must detail your plan for future funding.

LONG-TERM BENEFITS (200 words or less)

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

OUTCOME INDICATORS (100 words or less)

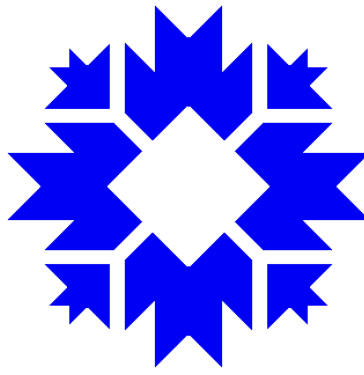
Please describe the outcome indicators you intend to use to measure the success of your project.

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

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

OTHER COMMENTS *(500 words or less)*

Use this space to provide other information you think the Committee would find useful. Any additional comments should supplement, not restate, information provided in the foregoing.



**City of Bloomington, Common Council
Jack Hopkins Social Services Funding Program
Elaboration of Criteria for Evaluating and Awarding Grants
and Other Policies**

[updated: September 2020]

Note on 2020 Recover Forward Preferences:

In August 2020, the Common Council approved Mayor Hamilton's [Recover Forward](#) initiative, which includes \$200,000 in additional money for Jack Hopkins grants in 2020. These additional funds are meant to help individuals in great need in order to help the community recover more quickly from the COVID-19 pandemic. Please be aware that, as part of the City's broader Recover Forward efforts, the Jack Hopkins Social Services Funding Committee will prioritize projects that allow agencies to provide direct relief to clients for: 1) food, 2) shelter/housing, 3) personal safety/hygiene products/personal protective equipment, and 4) childcare. Agencies can explain whether their projects meet these needs in their funding application.

In addition to the preferences described above, the Committee continue to evaluate and prioritize projects based on the funding program's long-existing criteria, which are detailed below.

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

1. The program should address a previously-identified priority for social services funds (as indicated in the *Service Community Assessment of Needs (SCAN)*, the City of Bloomington Housing and Neighborhood Development Department's 2015-2019 *Consolidated Plan* or any other community-wide survey of social service needs);

“Priority for social services funds”

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

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

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

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

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

a. “One-time Investment”

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

Ongoing or Operational Costs

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

Exceptions

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

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

Renovation versus Maintenance

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

Conferences and Travel

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

Computer Equipment

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

Scholarships and Vouchers

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

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

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

Applications from City Agencies and Other Property Tax Based Entities

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

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

“broad and long-lasting benefits to the community”

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

Funding of Events and Celebrations Discouraged

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

COLLABORATIVE PROJECTS

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

- declare that they are seeking funds as a Collaborative Project and describe the project;
- describe each agency's mission, operations, and services, and how they do or will complement one another;
- describe the existing relationships between the agencies and how the level of communication and coordination will change as a result of the project;
- identify challenges to the collaboration and set forth steps that address the greatest challenges to its success;
- also address the following standard criteria and how, in particular, the collaborative project:
 - serves a previously-recognized community need,
 - achieves any fiscal leveraging or efficiencies, and
 - provides broad and long lasting benefits to the community.
- Complete a Memorandum of Understanding signed by authorized representatives of collaborating agencies and detailing the allocation of duties between the two agencies.

OTHER POLICIES

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

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

One application per agency – Exception for Collaborative Projects

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

Requests for Improvements to Real Property not Owned by the Applicant Agency Discouraged

Applicants are advised that the Committee typically does not grant funds to agencies for capital improvements to real property not owned by the agency. Applications for construction, renovation, or improvements to a building not owned by the applicant agency will be given a low priority.

\$1,000 Minimum Dollar Amount for Request

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

Funding Agreement – Reimbursement of Funds –Expenditure by May 2021

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

And, in order to avoid having the City unnecessarily encumber funds, agencies should plan to expend and verify these grants by May 19th 2021 unless specifically approved in the funding agreement. Please note that funds encumbered from one calendar year to the next cannot be reimbursed by use of the City's credit cards.

Proportionality of Funding Request Relative to Clients Served

In making funding decisions, the Committee may consider the amount of funding requested relative to the number of clients that would be served by a given project.

2020 JACK HOPKINS SOCIAL SERVICES FUNDING COMMITTEE RECOVER FORWARD - RECOMMENDED ALLOCATIONS

AGENCY	RECOMMENDED ALLOCATION
All Options Pregnancy Resource Center – <i>Essential supplies for local families (facemasks, menstrual products, pregnancy tests, soap/shampoo, condoms, reusable bags, hand sanitizer).</i>	\$4,450.00
Amethyst House, Inc. – <i>Personnel expenses for residential case managers and technicians for November and December 2020.</i>	\$13,000.00
Big Brothers Big Sisters of Central Indiana – <i>Personnel expenses.</i>	\$15,000.00
Boys & Girls Clubs of Bloomington – <i>Personnel expenses.</i>	\$10,400.00
Catholic Charities Bloomington - <i>HEPA air filters, wall unit dispensers and disinfection solution.</i>	\$2,014.23
Centerstone of Indiana, Inc. - <i>Elite 33 ThermalFlowTech 300 sq. ft. Bed Bug Heat Treatment Package; metal shelves; and linens for 50 units.</i>	\$8,250.00
Courage to Change Sober Living – <i>Personnel expenses (extra hours for house managers).</i>	\$3,430.00
Habitat for Humanity of Monroe County – <i>Construction materials (materials for floor system, wall framing, roof system and trusses, or porch and decking).</i>	\$8,862.00
HealthNet, Inc. - <i>Purashield-500 air purifiers and replacement cartridges.</i>	\$5,518.98
Hotels for Homeless - <i>Hotel room payments during winter months.</i>	\$7,400.00
Indiana Recovery Alliance - <i>Narcan and supplies for Syringe Service Program.</i>	\$4,430.00
LIFEDesigns Inc. – <i>Personal Protective Equipment for Disabilities Services (KN95 masks, gloves and disinfectant, isolation gowns).</i>	\$10,000.00
Bloomington Meals on Wheels, Inc. - <i>Medically-tailored meals.</i>	\$10,000.00
Middle Way House, Inc. - <i>Paper sanitary and cleaning products, hand sanitizer and cleaning solution, facemasks, hardware to replace used sanitation/healthcare equipment as needed.</i>	\$8,000.00
Monroe County Humane Association - <i>Immediate and extended emergency housing for pets (direct boarding and care, including housing, food, needed vaccines, and basic animal care).</i>	\$2,000.00
Monroe County United Ministries - <i>Supplies for restocking cleaning and hygiene closet; meals and snacks for Compass students.</i>	\$9,500.00
Mothers Hubbard’s Cupboard - <i>Staff support (\$10,000); Hand warmers, work gloves, lights, space heaters, insulated coveralls, insulated jackets, warm weather accessories, outdoor patio heater, and tent (\$9,100).</i>	\$19,100.00
New Hope Family Shelter, Inc. - <i>High capacity clothes washers and dryers, metal bunk beds, and mattresses.</i>	\$14,020.00
New Leaf-New Life - <i>Staff support for re-entry liaison and re-entry mentor, tents, backpacks, sleeping bags, tarps, blankets, gloves, beanies, hygiene kits, can openers, hand/feet warmers, food bank funds.</i>	\$9,540.00
Planned Parenthood of Indiana and Kentucky - <i>Contraception subsidies.</i>	\$7,500.00
Refugee Support Network - <i>Housing and medical support</i>	\$5,000.00
Safe Families for Children in Bloomington, Indiana - <i>Transportation and tangible needs for families, including diapers, formula, and gas cards.</i>	\$2,000.00
Shalom Community Center, Inc. – <i>Restroom repair and renovation expenses, rental of handwashing station, and stocking the Crawford Homes hygiene pantry.</i>	\$17,500.00
Bloomington St. Vincent de Paul - <i>Utility bill assistance.</i>	\$15,000.00
Wheeler Mission – <i>Personnel expenses for emergency services Case Manager.</i>	\$12,990.00
GRAND TOTAL	\$224,905.21

FUNDING AGREEMENT
CITY OF BLOOMINGTON - JACK HOPKINS
SOCIAL SERVICES PROGRAM

«Organization»

This Agreement entered into in November 2020 by and between the City of Bloomington, Indiana, hereinafter referred to as the "City," and «Organization», hereinafter referred to as the "Agency," provides for the following:

Whereas, the Jack Hopkins Social Services Program Funding Committee (Committee) reviewed Agency applications, considered additional information provided by agencies in response to Committee questions, and made funding recommendations to the Common Council;

Whereas, the Common Council adopted Resolution 20-17, which provided funding to this Agency in the amount and for the purposes set forth in Sections I and III of this Agreement;

Whereas, the resolution also delegated the duty of interpreting the Funding Agreement for the City to the Chair of the Committee; and

Whereas, in interpreting the Agreement, the Chair may consider the purposes of the program, the application and comments by Agency representatives, and statements made by decision-makers during deliberations.

NOW, THEREFORE, THE PARTIES AGREE AS FOLLOWS:

I. USE OF FUNDS

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

«Project_Description»

II. TIME OF PERFORMANCE

The last claim for expenses under this Agreement must be filed no later than May 19, 2021. Requests for extensions must be submitted to the City's Housing and Neighborhood Development Director no later than April 28, 2021. Such requests must be submitted in writing. The Director may extend the deadline no later than August 19, 2021.

III. PAYMENT PROCEDURES

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

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

IV. ADMINISTRATIVE REQUIREMENTS

A. Accounting Procedures

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

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

B. Access to Records

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

C. Retention of Records

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

D. Reporting Requirement

The Agency agrees to provide a report describing the Agency's use of Jack Hopkins Social Services funds. The report shall include, but not be limited to: 1) the amount the agency was awarded; 2) a general description of the project; 3) results of the project as measured by the project's outcome indicators; 4) population served by the program; 5) community benefits of the project; 6) a digital photograph depicting the Hopkins-funded project (if possible) and 7) copies of any written material for the project giving the Jack Hopkins Social Services Funding Committee credit as required by V(G) below. Please report the results of your project clearly, concisely and honestly. Please report both successes and challenges. The report shall not exceed 500 words and shall be submitted in Word format. The report shall be sent to the Housing and Neighborhood Development department no later than the date of Agency's last claim submission. Unless otherwise provided pursuant to Section II, no report shall be submitted any later than May 19, 2021.

Agencies who receive operational funding under this Agreement shall submit two reports: one due by May 19, 2021 as described above, and another providing an update on the project's outcome indicators, due August 27, 2021. Operational costs are those that are recurring and include outlays for personnel, rent, utilities, maintenance, supplies, client services, and other like ongoing budget items.

V. GENERAL CONDITIONS

A. General Compliance

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

B. Independent Contractor

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

C. Hold Harmless

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

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

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

E. Living Wage Requirements

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

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

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

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

G. Jack Hopkins Social Services Funding Committee Recognition

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

VI. NOTICES

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

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

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

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

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

VIII. TERM OF AGREEMENT

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

CITY OF BLOOMINGTON, INDIANA

«Organization»

By: _____
Stephen Volan
President, Common Council

By: _____
«Pres_BoD»
President, Board of Directors

Date

Date

By: _____
Doris Sims, Director
Housing and Neighborhood Development

By: _____
«Director_of_Agency»
Executive Director

Date

Date

By: _____
John Hamilton, Mayor

Date

APPENDIX A

STATE OF INDIANA
SS:
COUNTY OF MONROE

SWORN AFFIDAVIT

The undersigned, being duly sworn, hereby affirms and says that:

1. The undersigned is the _____ of _____
a. (job title) (agency name)
2. The agency named herein that employs the undersigned has been awarded a grant from the City of Bloomington.
3. The undersigned hereby states that the agency named herein has enrolled and is participating in the E-Verify program.
4. The undersigned hereby states that, to the best of his/her knowledge and belief, the agency named herein does not knowingly employ an "unauthorized alien," as defined at 8 United States Code 1324a(h)(3).

Signature

Printed name

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

Before me, a Notary Public in and for said County and State, personally appeared _____ and acknowledged the execution of the foregoing this ____ day of _____, 2020.

Notary Public

Printed name

My Commission Expires: _____



MEMO FROM COUNCIL OFFICE ON:

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

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.

Relevant Materials

- Ordinance 20-20
- Amendment 1 to Ordinance 20-20
- CAPS Commission Councilmember Description and Summary
- FAQs
- BHS letter of support for CAPS
- Public Safety Committee Report is Forthcoming
- Fiscal Impact Statement is Forthcoming

Summary

The goal of the Commission is to increase safety of all members of the Bloomington community, especially those most vulnerable among us. The Commission will gather data about perceptions and preference regarding all aspects of public safety, specifically from groups of individuals who do not fall into the majority racial and economically advantaged demographics, as well as marginalized populations of Bloomington.

The Commission will research evidence-based approaches to public safety and will explore best practices in socially and racially just public safety measures in cities across the US and worldwide, and will make recommendations to the Bloomington Common Council and the Mayor's administration on policies and programs to enhance public safety for all community members.

The Commission will seek to promote a broader view of public safety through education and outreach and will provide an annual report of its activities to the Common Council, Mayor and the public.

Contact

Cm. Isabel Piedmont-Smith, piedmoni@bloomington.in.gov, 812-349-3409

Cm. Kate Rosenbarger, kate.rosenbarger@bloomington.in.gov, 812-349-3409

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

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.

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

Ordinance #: 20-20
Amendment #: Am 01
Submitted By: Cm. Piedmont-Smith, Flaherty, Rosenbarger
Date: 18 November 2020
Proposed Amendment:

1. Ord 20-20 shall be amended by adding a new Section 4 and renumbering subsequent sections accordingly. The new Section 4 shall read:

SECTION 4. The need for and efficacy of the Community Advisory on Public Safety Commission shall be reviewed by the Common Council two years after the Commission's first meeting.

Synopsis

This amendment is sponsored by Councilmembers Piedmont-Smith, Flaherty, and Rosenbarger. The amendment states that the Common Council will conduct a review of the Commission two years after the Commission's first meeting.

Committee Action (11/12/2020): Do Pass 4-0
Regular Session Action: Pending

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



MEMO FROM COUNCIL OFFICE ON:

Ordinance 20-29 - To Amend Title 1 (General Provisions) of the Bloomington Municipal Code - Re: Amending Chapter 1.08 to Harmonize the Design of the City Logo and City Seal

Synopsis

This ordinance repeals and replaces Bloomington Municipal Code Chapter 1.08 entitled “City Seal,” to adopt a new city seal that harmonizes the designs of the City logo and City seal. It also creates standards for the use of the City seal, prohibits unauthorized use of the City seal, and prescribes penalties for violations of the chapter.

Relevant Materials

- Ordinance 20-29
- Attachment – Image of proposed City seal
- Memo to Council from City Clerk
- Fiscal Impact Statement

Summary

Ordinance 20-29 proposes a new City seal that more closely aligns with the well-known city logo. In addition to codifying a description and image of the new City seal, the ordinance adds code provisions related to the use of the City seal. These provisions include an affirmation that the City Clerk has charge of the City seal consistent with Indiana Code 36-4-10-4, which states that the City Clerk shall keep the City seal. New provisions also detail which persons within the city may use the official City seal, and under what circumstances the official City seal can be used. It allows outside entities or agencies to request to use the City seal under limited circumstances. The ordinance prohibits unauthorized use of the City seal and includes provisions for enforcing the prohibitions added by the legislation. Finally, the ordinance provides for a fine of \$100 for a first violation of the added code provisions, with increasing fines for subsequent violations. It is important to note that the proposed prohibitions on use would apply only to the official City seal as described and depicted in the ordinance.

Per Indiana Code 36-4-6-14, because the ordinance prescribes a penalty or forfeiture for a violation, it must, before it takes effect, be published according to statute.

Contact

Nicole Bolden, City Clerk, boldenn@bloomington.in.gov, (812) 349-3408

ORDINANCE 20-29

TO AMEND TITLE 1 (GENERAL PROVISIONS) OF THE BLOOMINGTON MUNICIPAL CODE - Re: Amending Chapter 1.08 to Harmonize the Design of the City Logo and City Seal

- WHEREAS, pursuant to Indiana Code § 36-1-4-4, municipalities are empowered to adopt a corporate seal; and
- WHEREAS, pursuant to Indiana Code § 36-4-10-4, the City Clerk is charged with keeping the city's seal; and
- WHEREAS, the Common Council, by its Ordinance 71-66, approved and adopted a City seal for the City of Bloomington, which took effect on December 30th, 1971; and
- WHEREAS, the Common Council, by its Resolution 86-2, approved and adopted a City logo for the City of Bloomington, which took effect on January 6th, 1986; and
- WHEREAS, the City logo was commissioned and approved by the Bloomington Arts Commission as an expression of the growth and vitality of the Bloomington community; and
- WHEREAS, the City logo design was inspired by quilt patterns predominantly used by regional folk artists during the 19th Century, and resembles a combination of the peony and trout lily flowers; and
- WHEREAS, the City logo design symbolizes the Downtown Square and community interaction; and
- WHEREAS, the Common Council of the City of Bloomington approved the City logo design, which was created by Tim Mayer, with various logo applications developed by Teresa Allen; and
- WHEREAS, the City logo is widely recognized and associated with the City and has been formally registered as an official trademark of the City since 2000; and
- WHEREAS, the City Clerk therefore wishes to harmonize the City seal design with that of the City logo; and
- WHEREAS, the new City seal design, developed by Andrew Krebbs, incorporates the City logo; and
- WHEREAS, in order to ensure that the City seal and graphical City seal are utilized for appropriate circumstances only, and that unauthorized, deceptive, or fraudulent use, which may be harmful to the public health, safety, and welfare, be made unlawful;

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

SECTION I. The new City seal commissioned by the City Clerk, and designed by Andrew Krebbs, a copy of which is attached hereto and made part hereof, is hereby approved as the official seal for of the City of Bloomington, Indiana.

SECTION II. Chapter 1.08 of the Bloomington Municipal Code entitled "City Seal" shall be deleted in its entirety and replaced with a new Chapter 1.08 entitled "City Seal". The codifier shall insert the title in the Table of Contents for Title 1 "General Provisions". Chapter 1.08 shall read as follows:

CHAPTER 1.08 – City Seal

Sections:

- 1.08.010 City Seal Described; Graphical City Seal
- 1.08.020 Use of City Seal
- 1.08.030 Enforcement
- 1.08.040 Violations and Penalties

1.08.010 City Seal Described; Graphical City Seal.

The seal of the city shall be a circle approximately two inches in diameter with a royal blue background and containing the City of Bloomington logo design in the center in white. The circle shall have a 2.5pt white ring (“Ring One”) around its outer edge, with a 14pt second ring in royal blue (“Ring Two”) encircling Ring One and containing the words, “Seal of the City of Bloomington, Indiana” in white, sans serif font, bolded, capitalized letters of uniform size, except that the words “OF THE” shall be unbolded and half-sized. The words shall run from the lower left side of Ring Two up around the top of the ring and end at the lower right side of the ring. There shall be a 2pt third ring in white (“Ring Three”) encircling Ring Two, and the periphery of the seal shall be a 5pt ring (“Ring Four”) in royal blue. The center of the bottom of Ring Two shall contain the City of Bloomington’s founding date of 1818, in white, flanked on each side by a single white dot. The seal may be produced in other colors with the approval of the City Clerk or the City Clerk's designee to accommodate specific temporary uses or circumstances. The standard graphical representation of the seal shall be as follows:



1.08.020 Use of City Seal.

- (a) The City Clerk has charge of the City seal and graphical City seal and will affix the City seal to all certificates and documents as may be required by law, by this Code, or by ordinance of the City.
- (b) All other uses of the City seal and graphical City seal are restricted to official City business and such other appropriate uses that further the operations of the City as may be authorized in writing by the City Clerk, or required by law, or as otherwise specifically permitted in this Code.
- (c) No person may make or use the City seal or graphical City seal or any cut, facsimile, or reproduction thereof of either of them, or to make or use any seal or any design which is an imitation, in the design of, or which may be mistaken for the City seal or graphical City seal without the written authorization of the City Clerk.
- (d) City officers, City employees, members of the City Council, and members of City boards and commissions may use stationery, printed materials and other articles with the graphical City seal or facsimile of the graphical City seal while acting within the scope of their office or employment.
- (e) Outside entities or agencies may request to use the graphical City seal for events co-hosted or supported by the City, for a limited time, using a form approved by the City Clerk. All such requests must be submitted to the City Clerk or the City Clerk’s designee, who has the sole discretion to approve or deny such requests, and to promulgate the manner, timing, and format of such requests. When considering such requests, the City Clerk or designee will consider the ultimate benefit to the City of such use, the effects of association by the City with the event or occurrence, the City’s traditional sponsorship activities, and other criteria which shall be fairly and neutrally applied to all requestors. The decision of the City Clerk or designee regarding use of the graphical City seal may

be appealed to the City Council by submitting a written protest to the City Clerk's Office within fourteen (14) days of the City Clerk or designees' decision.

- (f) Pins, Insignia and Other Articles. From time to time, the Mayor or an individual City Council Member may wish to incorporate the graphical City seal into a pin, insignia, or other article for use in ceremonial occasions or for other civic purposes but not for sale or commercial purposes. Each such proposed design must be submitted to the City Clerk for approval, and the production of such items after approval shall be at the sole expense of the creator of the design. The decision of the City Clerk may be appealed to the City Council by submitting a written protest to the City Clerk's Office within fourteen (14) days of the City Clerk or designees' decision. Ownership of the design shall be retained by the City.

1.08.030 Enforcement.

- (a) Enforcement of this chapter shall be implemented by the City Clerk's office, or the City Clerk's designee(s).
- (b) Any citizen who desires to register a complaint under this chapter may initiate enforcement with the department or positions designated by the City Clerk's office.
- (c) Upon finding that any provision of this chapter has been violated, the enforcement designee(s) shall issue a notice of violation (NOV) to the person(s) responsible for the violation. The NOV shall be in writing and shall be served upon the person(s) responsible for the violation by one or more of the following methods: delivery in-person or first class mail. The NOV shall state:
 - (1) The location of the violation;
 - (2) The nature of the violation;
 - (3) The fine assessed for the violation;
 - (4) That the fine is paid at the city legal department; and
 - (5) That the fine may be contested in the Monroe County Circuit Courts.

1.08.040 Violations and penalties.

- (a) It shall be unlawful for any person to make or use the City seal and graphical City seal of the City of Bloomington deceptively, fraudulently, or without express written permission from the City Clerk of the City of Bloomington, or the City Clerk's designee.
- (b) Any person who violates any provision of this chapter shall be subject to a fine of one hundred dollars (\$100) for a first violation of this chapter. Fines for subsequent violations of this Chapter shall double for each subsequent violation up to the statutory maximum provided for by law. If the city legal department has reason to believe that fines will not be effective in enforcing this chapter, then the city legal department shall be empowered to seek any other remedies provided by law.

SECTION III. If any sections, 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 IV. 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, 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 repeals and replaces Bloomington Municipal Code Chapter 1.08 entitled “City Seal,” to adopt a new city seal that harmonizes the designs of the City logo and City seal. It also creates standards for the use of the City seal, prohibits unauthorized use of the City seal, and prescribes penalties for violations of the chapter.



MEMO

To: City of Bloomington Common Council Members
From: City Clerk Nicole Bolden
Date: 13 November 2020
Re: Ordinance 20-29 - To Amend Title 1 (General Provisions) of the Bloomington Municipal Code - Re: Amending Chapter 1.08 to Harmonize the Design of the City Logo and City Seal

This ordinance amends Title 1 of the Bloomington Municipal Code in order to update the city seal so that it is more harmonious with the design of the city logo.

The city seal is used for official acts of the city, including but not limited to certifying legislation, bonds, cemetery deeds, and issuing proclamations. The ordinance is meant to update the seal so that is in line with the city's widely-used logo. It adds a detailed description of the new city seal along with a picture to be incorporated in the Bloomington Municipal Code, which did not exist in the past.

The legislation provides new guidelines for usage of the city seal. It also adds new provisions related to permitted use of the city seal, as well as enforcement and penalty provisions related to misuse of the city seal.

If you have any questions regarding this proposed ordinance, please do not hesitate to contact me by calling the Office of the City Clerk at 812-349-3408 or e-mailing me at boldenn@bloomington.in.gov.



**BLOOMINGTON COMMON COUNCIL
FISCAL IMPACT STATEMENT**

Per BMC §2.04.290, any legislation that makes an appropriation or has a major impact on existing city appropriations, fiscal liability, or revenues shall be accompanied by a fiscal impact statement.

LEGISLATION NUMBER AND TITLE Ord 20-29-To Amend Title 1 (General Provisions) of the BMC

PROPOSED EFFECTIVE DATE December 2, 2020

FISCAL IMPACT. Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues?
☐ YES ☒ NO. If the legislation will not have a major fiscal impact, briefly explain below.

The legislation describes a new city seal, with usage guidelines and enforcement. The (minor) fiscal impact of the legislation will come primarily from publication and the procurement of new devices.

FISCAL IMPACT FOUND. If the legislation appropriates funds and/or will have a major fiscal impact, please complete the following:

	FY -- CURRENT	FY -- SUCCEEDING	ANNUAL CONTINUING COSTS THEREAFTER
REVENUES			
EXPENDITURES			
NET			

IMPACT ON REVENUE (DESCRIBE)

IMPACT ON EXPENDITURES (DESCRIBE)

FUTURE IMPACT. Describe factors which could lead to significant additional expenditures in the future.

FUNDS AFFECTED: TO BE COMPLETED BY CITY CONTROLLER
If the proposal affects City funds, please describe the funds affected and the effects of the legislation on these funds.

Signature of Controller

N Bolde

Signature of City Official
responsible for submitting legislation