

City of Bloomington Common Council

Legislative Packet

13 November 2013

Regular Session

For legislation and background material regarding Appropriation Ordinance 13-03, Resolution 13-14, and Ordinance 13-20, please see the [30 October 2013: Common Council Legislative Packet](#). All other material and legislation contained herein.

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

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Packet Related Material

To: Council Members
From: Council Office
Re: Weekly Packet Memo
Date: November 8, 2013

Memo

Agenda

Calendar

Notices and Agendas:

None

Legislation for Second Reading:

- **App Ord 13-03** To Specially Appropriate from the Parks Land Acquisition Fund Expenditures Not Otherwise Appropriated (Appropriating Funds for the Building, Remodeling and Repair of Parks and Recreation Facilities)
Contact: Mick Renneisen at 349-3700 or renneism@bloomington.in.gov

Legislation and Materials Amending the Tax Abatement Package for Woolery Stone Mill, 2200 West Tapp Road (Woolery Ventures LLC, Petitioner)

- **Res 13-14** To Amend Resolution 04-02 which Designated an Economic Revitalization Area (ERA), Approved a Statement of Benefits and Authorized a 10-Year Period of Abatement - Re: The Woolery Stone Mill Parcel at 2200 West Tapp Road (Woolery Ventures LLC, Petitioner)
- **Ord 13-20** To Amend Ordinance 04-05 which Designated an Economic Development Target Area (“EDTA”) - Re: Woolery Stone Mill, 2200 West Tapp Road

Contact:

Danise Alano-Martin at 349-3477 or alanod@bloomington.in.gov

Please see the [Council Legislative Packet](#) prepared for the 30 October 2013 Regular Session for the Legislation, Associated Materials and Summaries for items ready for Second Reading.

Legislation and Background Material for First Reading:

- **App Ord 13-04** To Specially Appropriate Various Additional Appropriations and Reductions of Funds from the General Fund, Local Road and Street Fund, the Motor Vehicle Highway Fund, BMFC – 1998 Street Lease Fund, BMFC – Showers Bond Fund, Golf Course Bond Fund, Rental Inspection Program Fund, Risk Management Fund, and The Wireless Emergency Fund (Authorizing Various Additional Appropriations and Reductions of Funds within the General Fund, the Local Road and Street Fund, and the Motor Vehicle Highway Fund; Authorizing Moving Funds from the Local Road and Street Fund to the Motor Vehicle Highway Fund; and, Authorizing Additional Expenditures from the BMFC-1998 Street Lease Fund, BMFC- Showers Bond Fund, Golf Course Bond Fund, Rental Inspection Program Fund, Risk Management Fund, and Wireless Emergency Fund)
 - Memo from Sue West, Controller
Contact:
Sue West at 349-3412 or wests@bloomington.in.gov

- **Ordinance 13-22** To Amend Title 15 of the Bloomington Municipal Code Entitled “Vehicles and Traffic” – Re: Stop and Signalized Intersections, One-Way Streets, Restricted Turns on Red at Signalized Intersections, Angle Parking, No Parking, Limited Parking, Accessible Parking for Persons With Physical Disabilities, Residential Neighborhood Parking, City Hall Visitor Parking, Violations and Penalties
 - Memo from Susie Johnson, Director of Public Works
Contact:
Susie Johnson at 349-3516 or johnsons@bloomington.in.gov

Minutes from Regular Session:

- October 16, 2013
- October 30, 2013

Memo

Three Items Ready for Second Reading and Two Items Ready for Introduction at the Regular Session on Wednesday, November 13th

Three items are coming forward from the Committee of the Whole for Second Reading at the Regular Session next Wednesday evening. The legislation, related materials and summaries for those items can be found online as indicated above. In addition, there are two items ready for Introduction. Information pertaining to these items are part of this packet and are summarized herein.

First Readings:

Item 1 – App Ord 13-04 (End of the Year Appropriation Ordinance)

App Ord 13-04 is one of two items coming forward during the next legislative cycle and is commonly known as the end-of-the-year appropriation ordinance. Along with transferring money within various funds and moving money from one fund to another, which will have a “zero net impact on the total budget,” it also appropriates an additional \$264,813.

In summary, the ordinance:

- Transfers \$159,000 of Category One (Personnel Services) monies within the General Fund from one set of departments to another to cover potential shortfalls before the end of the year but with no net change in the budget;
- Reimburses the General Fund \$125,815.43 in fees deposited in the Rental Inspection Program Fund (HAND);
- Adds \$2,000 in Category One (Personnel Services) to the Risk Management Fund to cover costs of an attorney for the rest of the year;
- Adds about \$25,000 to cover obligations on three bonds;
- Transfers \$400,515 in the Local Road and Street Fund for street lights;
- Transfers \$90,000 from the Local Road and Street Fund to the Motor Vehicle Highway Fund and another \$90,000 from within the Motor Vehicle Fund for motor vehicle repairs;
- Transfers \$100,000 of General Fund monies between Category Two (Supplies) and Category Three (Other Services and Charges) within two Public Works budgets (General and Facilities) for facility upgrades and mailing; and

- Appropriates the remaining balance of the Wireless Emergency Fund (\$112,345) to help operate the Joint Central Dispatch Center for the rest of the year.

The following summary is based upon a memo from, and conversations with, Sue West, Controller. Again, the ordinance:

Transfers \$159,000 of Category One (Personnel Services) monies within the General Fund from one set of departments to another to cover possible shortfalls before the end of the year without net change in the budget

Most of the entries in this ordinance involve transferring \$159,000 in General Fund monies from one set of departments which have a surplus to another set of departments which may have a shortfall by the end of the year “to cover payroll changes between the initial budget ... and actual operational results.” These monies are all pertain to Category One – Personnel Services. The savings are typically due to the budgeting for what turn out to be vacant positions. In recent years, the shortfalls can be seen in view of a tight budget environment where there isn’t much room to cover unanticipated needs. Those needs stem from overtime expenses, additional hours for temporary employees, higher salaries for new employees, and the “payout” for departing employees. Since it merely shifts money within the same fund between one department and another, these transfers will have no effect the budget totals. To put these changes in a larger context: \$159,000 constitutes ½ of 1% of the City’s Category One budget. Here is a chart of those appropriations:

General Fund – Transfer of Salaries and Wages (Line 51110) from One Department to Another

<u>Transfer Out:</u>	<u>Transfer In :</u>
Animal Care and Control -\$4,000	Community & Family Resources +\$3,000
Fire -\$115,000	Clerk +\$2,000
Information and Technology Services -\$10,000	Controller +\$18,000

Legal		Council
-\$4,000		+\$1,000
Mayor	Public Works - Facilities	
-\$4,000	+\$10,000	
Planning		Police
-\$12,000		+\$115,000
Engineering		ESD
-\$10,000		+\$5,000
		Human Resources
		+\$5,000
<hr/>		<hr/>
-\$159,000		+\$159,000
General Fund – Category One - Total (\$0.00)		

Reimburses the General Fund \$125,815.43 in fees deposited in the Rental Inspection Program Fund (HAND)

The General Assembly enacted legislation in 2012 that required rental inspection fees be deposited in a separate fund (known locally as the Rental Inspection Program Fund). *See IC 36-1-20-3*. In Bloomington, the actual costs for operating the program are borne by the General Fund. This ordinance, takes the \$125,815.13 of rental inspection fees collected by the City in 2013 through the end of September and uses it to reimburse the General Fund for program expenses. Lisa Abbott, Director of HAND, estimates that this amount will cover about 55% of the direct salary expenses of this program.

Adds \$2,000 in Category One (Personnel Services) to the Risk Management Fund to cover costs of an attorney for the rest of the year

The ordinance adds \$2,000 to the Risk Management Fund to cover the costs of an attorney through the end of the year. It's my understanding that this attorney will be covered by another fund next year.

Adds about \$25,000 to cover obligations on three bonds

The ordinance adds \$24,652 in bond obligations for three bond funds that were under-budgeted in 2013: BMC Showers (\$7,857); BMFC-1998 Street Lease (\$3,750); and Golf Course (\$13,045). These shortfalls were due to mischaracterization of the lease and interest payments and will be covered by cash balances in each of these funds.

Transfers \$400,515 within the Local Road and Street Fund for street lights

The ordinance shifts \$400,515 within the Local Road and Street Fund from Category Two (Supplies) to Category Three (Other Services and Charges) for Street Lights. West reminds the Council that, during this year's budget hearings, the Administration announced its intention to use this fund solely for streets lights in the future. All the money, which amounts to about \$500,000 a year, would go to Duke Energy for electrical services and financing street lights.

Transfers \$90,000 from the Local Road and Street Fund to the Motor Vehicle Highway Fund and another \$90,000 from within the Motor Vehicle Fund for motor vehicle repairs

The ordinance transfers \$180,000 into the Motor Vehicle Repair line of the Motor Vehicle Highway Fund. It transfers \$90,000 in motor vehicle repair monies from the Local Road & Street Fund to the Motor Vehicle Highway Fund and also transfers another \$90,000 from one category to another within the Motor Vehicle Highway Fund for this purpose as well. In a communication with me, West indicated that this is *not* an additional appropriation, but merely aggregates money in one fund to address under-budgeting in another. As I understand it, the cost of motor vehicle repairs are allocated on a "fixed fleet overhead" basis to affected departments, which now will be paid out of the Motor Vehicle Highway Fund rather than partly out of the Local Road and Street Fund.

Tranfers \$100,000 of General Fund monies between Category Two (Supplies) and Category Three (Other Services and Charges) within two Public Works budgets (General and Facilities) for facility upgrades and mailing

The ordinance shifts \$60,000 in the Public Works - Facilities budget from Category Three (Other Services and Charges) to Category Two (Supplies). It also shifts \$40,000 from the Public Works – General budget from Category Two (Supplies) to Category Three (Other Services and Charges). The \$60,000 will be

used for facility upgrades including carpeting and lighting (Chambers) in City Hall and the \$40,000 will be deposited in our mailing machine to be used for the rest of this year and into next year.

Appropriates the remaining balance of the Wireless Emergency Fund (\$112,345) to help operate the Joint Central Dispatch Center for the rest of the year

The ordinance appropriates the remaining balance in the Wireless Emergency Fund (\$112,345) to pay for personnel expenses needed to operate the Joint Dispatch Center for the rest of the year. The revenues for this fund were derived from telephone charges and had, from 2004 through 2012, been split with the County. Now, as a result of a change in State law, the revenues will all go to the County. This action will, in essence, close out the fund. According to West, “future payments from the County to the City will be accomplished through an inter-local agreement and will be budgeted through the general fund.”

Item Two

Ord 13-22 – Amending Title 15 (Vehicles and Traffic)

Ord 13-22 is scheduled for first reading next week, discussion on 20 November and second reading at a Special Session on 11 December. This ordinance will also be on the agenda for the Internal Work Session on Monday, 18 November.

The ordinance makes a number of changes to Title 15 (Vehicles and Traffic) of the Bloomington Municipal Code. These changes include: stop and signalized intersections, one-way streets, restricted turns on red at signalized intersections, angle parking, no parking, limited parking, accessing parking for persons with physical disabilities, residential neighborhood parking, City Hall visitor parking, violations and penalties. The changes are summarized below.

Multi-Stop Intersections (Map 1) [BMC 15.12.010, Schedule B]

Location: Kegg Road and Sunstone Drive – 4-way stop (Near Woolery Stone Mill)

Reason: This stop is located in a new subdivision. Both intersecting roads at this site have recently been accepted into the City street inventory.

Signalized Intersection (Map 2) [BMC 15.12.030, Schedule D]

Location: Walnut and North Old SR 37

Reason: This intersection has been signalized for a long time, yet was not codified. This codifies the signal.

One-Way Street (Map 3) [BMC 15.16.010, Schedule E]

Location: Eastgate Lane, from SR 46 (Bypass) to the end of the street (One-Way North)

Reason: The change of this stretch to one-way traffic north is the result of improvements to the By-pass. The reconfigured By-pass only allows north-bound traffic to access Eastgate and prevents turning south out of Eastgate. The City's Director of Public Works, Susie Johnson, notes that this configuration will not impede access and will better accommodate Bloomington Transit's access and service to the new apartments on Eastgate Lane.

Restricted Turns on Red at Signalized Intersections (Maps 4 & 5) [BMC 15.20.020, Schedule H]

Locations: Covenanter (east) turning north onto College Mall Road –No Right Turn on Red
Third Street (east) turning north onto Jordan Avenue – No Right Turn on Red

Reason: According to Public Works Director Johnson, these right turn prohibitions will better protect pedestrians.

Angle & Limited Parking (Maps 6 & 9) [BMC 15.32.030, Schedule L & 15.32.090, Schedule N]

Location: Second Street (south side) – from Fess Ave. to 170' W of Fess Ave. (In front of the new BloomingFoods)

Reason: This change creates angled parking to accommodate customer traffic at the new BloomingFoods on Second Street. Angled parking on this stretch is limited to one hour; hours of enforcement are to be from 8:00am-5:00pm, Monday-Friday.

No Parking Zones (Maps 7 & 8) [BMC 15.32.080, Schedule M]

Locations: Fritz Drive – Saville to end of street (east side)
Larkspur Lane – Allen to Woodhill (east side)
Saville Avenue – Dunn to Fritz (south side)
Vernon Avenue – Dunn to Friz (south side)

Reason: This request was brought forth by residents in Matlock Heights who are experiencing marked congestion in their neighborhoods, especially on IU game days. Currently parking is allowed on both sides of the street on Fritz, Larkspur, Saville and Vernon. This creates obstructions, hazards and concerns with emergency vehicle access. Restricting parking to one side of these streets is intended to mitigate these concerns.

Accessible Parking for Persons with Physical Disabilities (Maps 10-12) [BMC 15.32.150, Schedule M]

Locations: 1100 block of East Berkshire Court - first space east of Sherbrook (north side)
100 block of South Madison - first space south of Kirkwood on east side of Madison.
300 block of West Sixth Street - first space east of Madison on the south side of Sixth.

Reason: This provision codifies an accessible parking space on East Berkshire Court and corrects a codification error of accessible spaces on South Madison and West Sixth.

New Residential Neighborhood Permit Parking Zone – Wylie House Residential Zone (Zone 11) (Map 13) [BMC 15.37.020]

Location: This provision creates a new neighborhood parking zone bounded generally by 2nd Street to the north, 1st Street to the south, Lincoln to the west and Henderson to the east. (Note that Henderson Street itself is not included in the zone, nor is the stretch of 2nd from Grant to Henderson.) *See* Map 13 for details.

Rationale: This request was brought forward by Councilmember Volan on behalf of neighbors in the area. Located proximate to campus, neighbors are experiencing increased problems with warehousing of cars during the school year, increased car traffic and increased speeds due to more people in the neighborhood looking for parking spaces. At the Traffic Commission meeting, a number of neighbors spoke to the need for a zone and noted that the concern with storage parking and increased traffic in this area has become much more problematic in the last year.

This is a relatively small parking zone. The initial request was to have this region included in an expanded Zone 9. However, because Zone 9 is currently functioning well, the preference of Engineering was the creation of a new zone, rather than disturbing the current one. Disturbance could create unintended intra-zone migration.

The Traffic Commission favorably recommended the creation of this zone with these conditions at its September 2013 meeting. Several neighbors spoke in favor of the creation of this zone

City Hall Visitor Parking & Violations (Map 14) [BMC 15.40.050 and 15.40.060]

This provision moves City Hall visitor parking from Morton Street to a designated area of the City Hall parking lot and updates the violation provision to reflect the new sanctioned visitor parking area.

Additional Code Clean Up [BMC 15.64.010]

The last section of the ordinance deletes an inaccurate reference to “Public Employee Parking” in the Violations and Penalties section of Title 15 and correctly inserts “City Employee Parking” in the relevant portion of this section.



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

To Council Members
From Council Office
Re Weekly Calendar – 11 – 16 November 2013

Monday, 11 November

Veterans Day
Holiday – City Offices Closed

Tuesday, 12 November

4:30 pm Commission on Aging, Hooker Room
6:00 pm Bloomington Commission on Sustainability, McCloskey
6:30 pm Sister Cities International – CubAmistad, Dunlap
6:30 pm Sister Cities International – Posoltega, Kelly
7:30 pm Sister Cities International, Kelly

Wednesday, 13 November

9:30 am Tree Commission, Rose Hill Cemetery – 930 W. 4th St.
2:00 pm Hearing Officer, Kelly
5:00 pm Bloomington Arts Commission, McCloskey
5:30 pm Commission on the Status of Black Males, Hooker Room
7:30 pm Common Council Regular Session, Council Chambers

Thursday, 14 November

12:00 pm Housing Network, Council Chambers
4:00 pm Domestic Violence Task Force Community Study Committee, Hooker Room
4:30 pm Bloomington Historic Preservation Commission, McCloskey
7:00 pm Communication Tools for Neighborhoods Workshop, Council Chambers

Friday, 15 November

12:00 pm Monroe County Domestic Violence Task Force, McCloskey

Saturday, 16 November

9:00 am Bloomington Community Farmers' Market, Showers Common – 401 N. Morton

Posted and Distributed: Friday, 8 November 2013

401 N. Morton Street • Bloomington, IN 47404

City Hall

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APPROPRIATION ORDINANCE 13-04

**TO SPECIALLY APPROPRIATE
 VARIOUS ADDITIONAL APPROPRIATIONS AND REDUCTIONS OF FUNDS
 FROM THE GENERAL FUND, LOCAL ROAD AND STREET FUND,
 THE MOTOR VEHICLE HIGHWAY FUND, BMFC – 1998 STREET LEASE FUND,
 BMFC – SHOWERS BOND FUND, GOLF COURSE BOND FUND, RENTAL
 INSPECTION PROGRAM FUND, RISK MANAGEMENT FUND, AND THE
 WIRELESS EMERGENCY FUND**

(Authorizing Various Additional Appropriations and Reductions of Funds within the General Fund, the Local Road and Street Fund, and the Motor Vehicle Highway Fund; Authorizing Moving Funds from the Local Road and Street Fund to the Motor Vehicle Highway Fund; and, Authorizing Additional Expenditures from the BMFC-1998 Street Lease Fund, BMFC- Showers Bond Fund, Golf Course Bond Fund, Rental Inspection Program Fund, Risk Management Fund, and Wireless Emergency Fund)

WHEREAS, Various Departments within the General Fund desire to additionally appropriate or reduce Category 01 – personal services amounts to cover wages and salaries necessary to meet payroll expenses; and

WHEREAS, Public Works desires to re-categorize various Category 02 supplies and Category 03 other services and charges to cover actual expenses in the General Fund, Local Road and Street and Motor Vehicle Highway Funds, and to move funds from Local Road Street Fund to the Motor Vehicle Highway Fund; and

WHEREAS, the Housing & Neighborhood Development Department desires to increase its budget in Category 03 – other services and charges in its Rental Inspection Program Fund to reimburse the General Fund for program expenses; and

WHEREAS, additional appropriations are necessary from bond funds in order to pay the regularly-scheduled bond payments for calendar year 2013; and

WHEREAS, due to a state law change the City no longer independently receives from the State of Indiana a share of fees generated from wireless 911 phone charges; therefore, the Bloomington Police Department desires to appropriate the balance in the account to pay for expenses incurred by the Bloomington Police Department in operating the shared Emergency Dispatch Facility.

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

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

ADDITIONAL APPROPRIATIONS AND TRANSFERS (REDUCTIONS IN FUNDS ARE MARKED IN PARENTHESES)	
GENERAL FUND – Category 01 – Personnel Services	
General Fund – Animal Care & Control Category 01 - Line 51110- Salaries & Wages Total General Fund – AC & C	(\$4,000.00)
General Fund – Community & Family Resources Category 01 - Line 51110 – Salaries & Wages Total General Fund - CFRD	\$3,000.00
General Fund – Clerk Category 01 - Line 51110 – Salaries & Wages Total General Fund - Clerk	\$2,000.00

General Fund – Controller Category 01- Line 51110 – Salaries & Wages Total General Fund – Controller	\$18,000.00
General Fund – Common Council Category 01 - Line 51110 – Salaries & Wages Total General Fund – Common Council	\$1,000.00
General Fund – Facilities Category 01- Line 51110 – Salaries & Wages Total General Fund – Facilities	\$10,000.00
General Fund – Fire Category 01- Line 51110 – Salaries & Wages Total General Fund – Fire	(\$115,000.00)
General Fund – Information Technology Services Category 01- Line 51110 – Salaries & Wages Total General Fund - ITS	(\$10,000.00)
General Fund – Legal Category 01 Line 51110 – Salaries & Wages Total General Fund – Legal	(\$4,000.00)
General Fund – Mayor Category 01 - Line 51110 – Salaries & Wages Total General Fund - Mayor	(\$4,000.00)
General Fund – Planning Category 01 - Line 51110 – Salaries & Wages Total General Fund – Planning	(\$12,000.00)
General Fund – Police Category 01 - Line 51110 – Salaries & Wages Total General Fund – Police	\$115,000.00
General Fund – ESD Category 01 - Line 51110 – Salaries & Wages Total General Fund - ESD	\$5,000.00
General Fund – Human Resources Category 01 - Line 51110 – Salaries & Wages Total General Fund – Human Resources	\$5,000.00
General Fund - Engineering Category 01 – Line 51110 – Salaries & Wages Total General Fund – Engineering	(\$10,000.00)
GENERAL FUND – Category 02 (Supplies) and Category 03 (Other Services and Charges)	
General Fund – Facilities Category 03 - Line 53610 - Building Repairs	(\$60,000.00)
General Fund – Facilities Category 02 - Line 52420 - Other Supplies	\$60,000.00
General Fund – Public Works Category 03 - Line 53990 - Other Services and Charges	(\$40,000.00)
General Fund – Public Works Category 02 - Line 52420 - Other Supplies	\$40,000.00
TOTAL GENERAL FUND	\$0.00

LOCAL ROAD AND STREET FUND (#450) AND MOTOR VEHICLE HIGHWAY FUND (#451)	
Local Road & Street #450 Category 03 - Line 53520 Street Lights/Traffic Signals	\$400,515.00

Local Road & Street #450 Category 02 – Line 52330 Street Alley & Sewer Materials	(\$400,515.00)
Motor Vehicle Highway #451 Category 03 – Line 53620 Motor Vehicle Repairs	\$90,000.00
Motor Vehicle Highway #451 Category 02 - Line 52330 Street, Alley & Sewer Materials	(\$90,000.00)
Local Road & Street #450 Category 03 – Line 53620 Motor Vehicle Repairs	(\$90,000.00)
Motor Vehicle Highway #451 Category 03 – Line 53620 Motor Vehicle Repairs	\$90,000.00
TOTAL FOR LOCAL ROAD AND STREET FUND (#450) AND MOTOR VEHICLE HIGHWAY FUND (#451)	0.00

VARIOUS OTHER FUNDS	
BMFC – Showers Fund #508 Category 03 - Line 53840 Lease Payments	\$7,857.00
BMFC Street Lease #513 Category 03 - Line 53840 Lease Payments	\$3,750.00
Golf Course Bond Fund #512 Category 03 - Line 53820 Interest	\$13,045.00
HAND Rental Inspection Program # 411 Category 03 - Line 53990 Other Services & Charges	\$125,815.43
Risk Management - Legal #800 Category 01 - Line 51110 Salaries & Wages	\$2,000.00
Wireless Emergency Fund #357 Category 01 - Line 51110 Salaries & Wages	\$112,345.93
TOTAL FOR VARIOUS OTHER FUNDS	\$264,813.36

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon the _____ day of _____, 2013.

DARRYL NEHER, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon the _____ day _____ 2013.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance appropriates various category transfers of funds within the General Fund, Local Road & Street Fund and Motor Vehicle Highway Fund. It also appropriates a transfer of funds from the Local Road & Street Fund to the Motor Vehicle Highway Fund. Lastly, it appropriates additional funds from the Risk Management Fund, Rental Inspection Program Fund, Wireless 911 Fund, BMFC-Showers Fund, Golf Course Bond Fund, and the BMFC-1998 Street Lease Fund.



MARK KRUZAN
MAYOR

CITY OF BLOOMINGTON

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Susan West
CONTROLLER

CONTROLLER'S OFFICE

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Memorandum

To: Council Members
From: Sue West, Controller
Date: November 6, 2013
Re: Appropriation Ordinance 13-04

Appropriation Ordinance 13-04 is our comprehensive 2013 year-end appropriation. The total "net" additional appropriation is \$264,813.36. In addition, there are appropriations that are simple transfers between departments that have zero net impact on the total budget.

1. **Category One Transfers.** The majority of this ordinance transfers appropriations between departments and categories within funds in order to cover payroll changes between initial budget prepared and actual operational results. As in previous years, any additional charges or payouts are covered by unfilled vacancies or timing of hiring, so the net effect on the actual financial statement is zero.
2. **Rental Inspection Program – HAND.** In 2012 the state legislature created new rules regarding rental inspection programs. This requires the City to deposit receipts from the program in a designated fund. As of September 30th, that fund has collected \$125,815.43 for 2013. Although the revenue is now accounted for in the new fund, expenses for the program are still appropriated in the general fund. As such, we will be creating an invoice to reimburse the general fund from the rental inspection program fund.
3. **Risk Management – Risk.** Additional appropriation of \$2,000, this was an adjustment between risk and legal, however recognized separately as risk is a separate fund.
4. **Bond Appropriations.** Three bond funds budgeted 2013 appropriations were not sufficient to cover the payments obligated. In all cases the cash balance in the fund will support the additional appropriation.
 - a. **BMFC-Showers.** Additional appropriation of \$7,857.00 lease payment.
 - b. **BMFC-1998 Street Lease.** Additional appropriation of \$3,750.00 lease payment.
 - c. **Golf Course Bond.** Additional appropriation of \$13,045.00 interest payment.
5. **Local Road & Street.** This is a transfer between the 200 and the 300 categories. \$400,515.00 is transferred into street lights and traffic signals. During the budget hearings we discussed that this fund in the future, based on the funding will be only used to fund street lights.
6. **Motor Vehicle Highway.** This is a transfer between the MVH and LRS. Vehicle expenses budgeted in LRS are being moved to MVH.
7. **Public Works.** This is a transfer between the 200 and 300 categories. It is a transfer for \$60,000 in facilities department and \$40,000 in public works department to meet the operational needs of the department.
8. **Wireless Emergency.** State law changed PSAP funding that previously was split between the City and the County, now is funded 100% to the County. This was to encourage joint operation of dispatch center operations. The City and County have a working joint dispatch operation, this will appropriate the remaining balance in the Wireless Fund. Future payments from the County to the City will be accomplished through an inter-local agreement and will be budgeted through the general fund.

Feel free to contact me by email at wests@bloomington.in.gov by phone at 349-3416 at any time.

ORDINANCE 13-22

**TO AMEND TITLE 15 OF THE BLOOMINGTON MUNICIPAL CODE
ENTITLED "VEHICLES AND TRAFFIC"**

- Re: Stop and Signalized Intersections, One-Way Streets, Restricted Turns on Red at Signalized Intersections, Angle Parking, No Parking, Limited Parking, Accessible Parking for Persons With Physical Disabilities, Residential Neighborhood Parking, City Hall Visitor Parking, Violations and Penalties

WHEREAS, the Traffic Commission has recommended certain changes be made in Title 15 of Bloomington Municipal Code entitled "Vehicles and Traffic";

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

SECTION 1. Section 15.12.010 Schedule B shall be amended to add the following:

MULTI-STOP INTERSECTIONS

Kegg Road & Sunstone Drive 4-Way

SECTION 2. Section 15.12.030 Schedule D shall be amended to add the following:

SIGNALIZED INTERSECTIONS

Cross Street	Cross Street	Flasher Hours and Days	Preferentiality
Walnut Street	North Old SR 37		

SECTION 3. Section 15.16.010 Schedule E shall be amended to add the following:

ONE-WAY STREETS

Street	From	To	Direction of Travel
Eastgate Lane (East of State Road 46)	State Road 46	End of Street	North

SECTION 4. Section 15.20.020 Schedule H shall be amended to add the following:

RESTRICTED TURNS ON RED AT SIGNALIZED INTERSECTIONS

Intersection	From	To
Covenanter Drive & College Mall Road	East	North
Third Street & Jordan Avenue	East	North

SECTION 5. Section 15.32.030 Schedule L shall be amended to add the following:

ANGLE PARKING

Street	From	To	Side of Street
Second Street	Fess Avenue	170' West of Fess Avenue	South

SECTION 6. Section 15.32.080 Schedule M shall be amended to add the following:

NO PARKING ZONES

Street	From	To	Side of Street	Time of Restrict.
Fritz Drive	Saville Avenue	End of City Street	East	Any Time
Larkspur Lane	Allen Street	Woodhill Drive	East	Any Time
Saville Avenue	Dunn Street	Fritz Drive	South	Any Time
Vernon Avenue	Dunn Street	Fritz Drive	South	Any Time

SECTION 7. Section 15.32.090 Schedule N shall be amended to add the following:

LIMITED PARKING ZONES

Street	From	To	Side of Street	Time of Restrict.
Second Street	Fess Avenue	170' West of Fess Avenue	South	1 Hr. (3)

SECTION 8. Section 15.32.150 Schedule S shall be amended to delete the following:

ACCESSIBLE PARKING FOR PERSONS WITH PHYSICAL DISABILITIES

100 Block of South Madison Street-first space south of Kirkwood Avenue on the west side of Madison Street

300 Block of West Sixth Street-first space west of Madison Street on the south side of Sixth Street

SECTION 9. Section 15.32.150 Schedule S shall be amended to add the following:

ACCESSIBLE PARKING FOR PERSONS WITH PHYSICAL DISABILITIES

1100 Block of East Berkshire Court-first space east of Sherbrooke Drive on the north side of the street

100 Block of South Madison Street-first space south of Kirkwood Avenue on the east side of Madison Street

300 Block of West Sixth Street-first space east of Madison Street on the south side of Sixth Street

SECTION 10. Section 15.37.020 entitled "Applicability" shall be amended to add a new Residential Neighborhood Zone 11 to be entitled as follows: Wylie House Residential Neighborhood Zone (Zone 11):

Street	From	To	Side of Street
First Street	Lincoln Street	Henderson Street	North/South
Grant Street	First Street	Second Street	East/West
Lincoln Street	First Street	Second Street	East/West
Second Street	Lincoln Street	Grant Street	North/South
University Street	Lincoln Street	Henderson Street	North/South

SECTION 11. Section 15.40.050 City Hall Visitor Parking shall be amended by deleting the schedule and sub sections (a), (b) and (c) and replacing it with the following:

(a) Spaces in Lot 11 designated as City Hall Visitor Parking may used by persons inside city hall at 401 North Morton Street or space utilized by the city at 501 North Morton Street, or when moving directly between their parked vehicle and those locations, any time those buildings are open to the public.

SECTION 12. Section 15.40.060 Violations subsection (i) shall be amended by deleting the existing subsection and replacing it with the following:

(i) No person shall park a vehicle in the spaces designated City Hall Visitor Parking in Lot 11 unless the driver of the vehicle is within city hall at 401 North Morton Street or space utilized by the city at 501 North Morton Street or moving directly between the parked vehicle and those locations any time those buildings are open to the public.

SECTION 13. Section 15.64.010 Violations and penalties subsection (d) shall be amended by deleting 15.38.060 Public employee parking.

SECTION 14. Section 15.64.010 Violations and penalties subsection (d) shall be amended by replacing 15.38.020 with the following:

15.38.020 City employee parking; unauthorized parking in city employee parking lots including during Farmers' Market

SECTION 15. 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 16. This ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington and the approval of the Mayor.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2013.

DARRYL NEHER, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2013.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2013.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This ordinance makes several changes to the Bloomington Municipal Code. This includes multi-stop intersections, signalized intersections, one-way streets, restricted turns on red at signalized intersections, angle parking, no parking zones, limited parking zones, accessible parking for persons with physical disabilities, residential neighborhood parking, city hall visitor parking, violations, violations and penalties and general provisions.

To : Common Council

From: Susie Johnson, Director Public Works

RE: Ordinance 13-22

The following memo outlines provisions in Ordinance 13-22, which proposes to modify Title 15 Entitled Vehicles and Traffic.

Section 1: Creates a 4-way stop on recently accepted streets at the intersection of Kegg Road and Sunstone Drive. This is in a relatively new subdivision and the roads were recently accepted into the City inventory.

Section 2: Codifies the signal at Walnut Street and North Old State Road 37. This signal has been in place for as long as anyone can remember and we only recently became aware that it was not codified.

Section 3: Converts Eastgate Lane from the By-Pass to the end of the street into a one-way street with the direction of travel being north. The new By-Pass configuration allows ONLY north bound traffic to access Eastgate Lane and prevents turning south out of Eastgate. Thus converting Eastgate to one way north in no way impedes access. Additionally, this configuration will better accommodate Transit and their ability to easily access the new apartments built on Eastgate Lane.

Section 4: Precludes right turn on red at Covenanter at College Mall Road and Third Street at Jordan. This modification will better protect pedestrians.

Section 5 and Section 7: Adds angled parking with a one hour limit to Second Street in front of the new Bloomingfoods.

Section 6: Restricts parking to one side of the street on sections of Fritz Drive, Larkspur Lane, Vernon Avenue and Saville Avenue. Parking on both sides of the street in these areas has led to congestion and has created hazards and concerns for neighbors particularly regarding Emergency Vehicle access. Restricting parking to one side of the street mitigates that problem.

Section 8 & 9: Corrects an error in the code by properly describing two locations of handicap parking spaces on Madison and Sixth Streets and adds a handicap parking space on Berkshire Court.

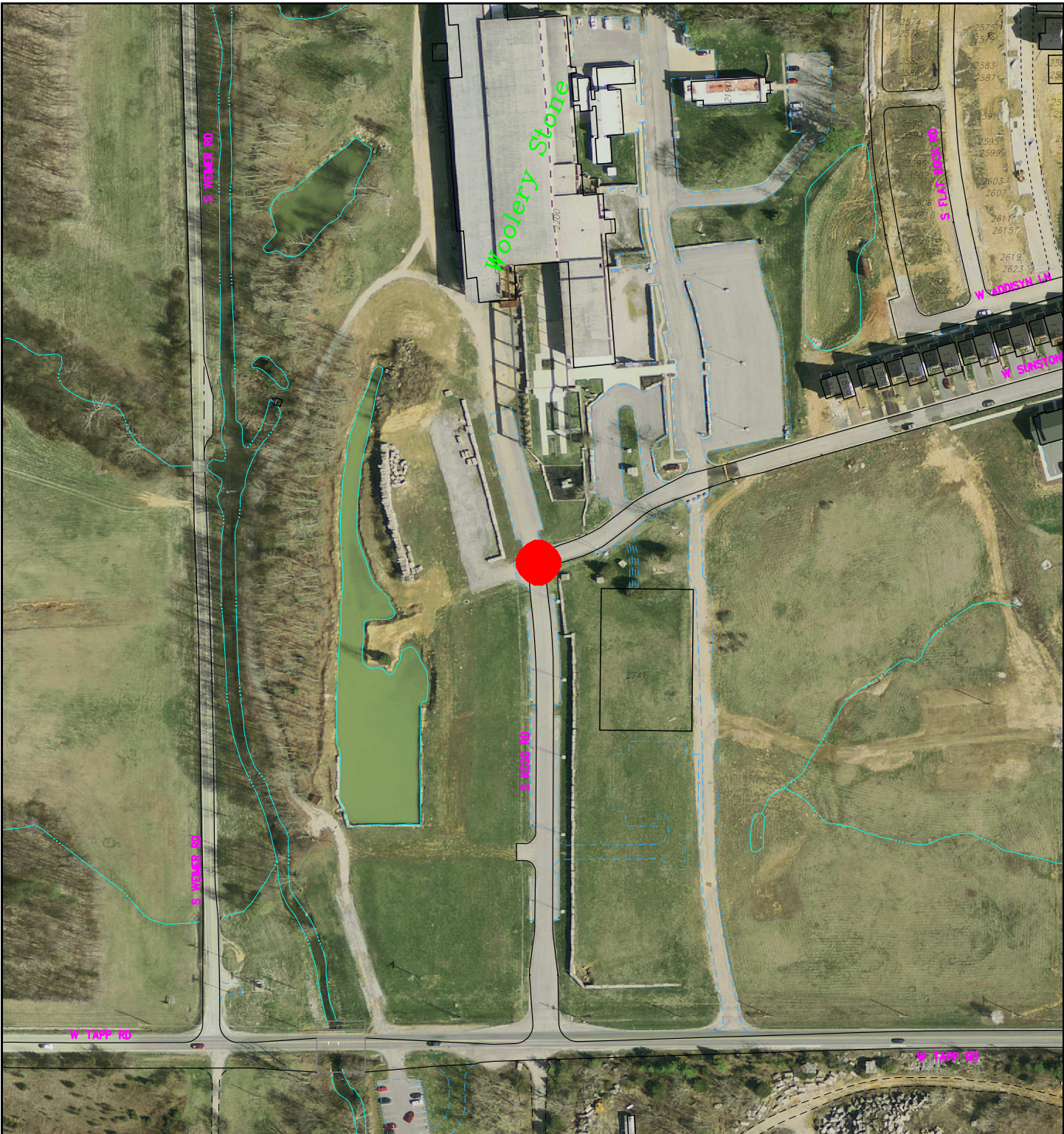
Section 10: Adds a new Neighborhood Parking Zone to the code. The area is generally bound by 2nd Street to the north and 1st Street to the South, Lincoln Street to the west and Henderson Street to the east. This request was brought forward by area neighbors and the Traffic Commission recommended approval.

Section 11, and 12: Moves City Hall Visitor Parking from Morton Street to the South West corner of the City Hall Parking lot.

Section 13 & 14: Deletes an inaccurate reference to Public Employee parking and inserts City Employee Parking into 15.38.020 where it properly belongs.

Ordinance 13-22

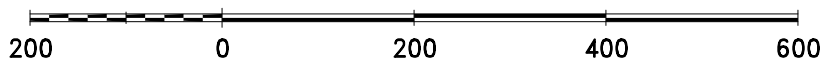
MAPS



Section 1

Map 1

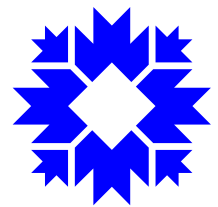
By: wykoffj
30 Oct 13



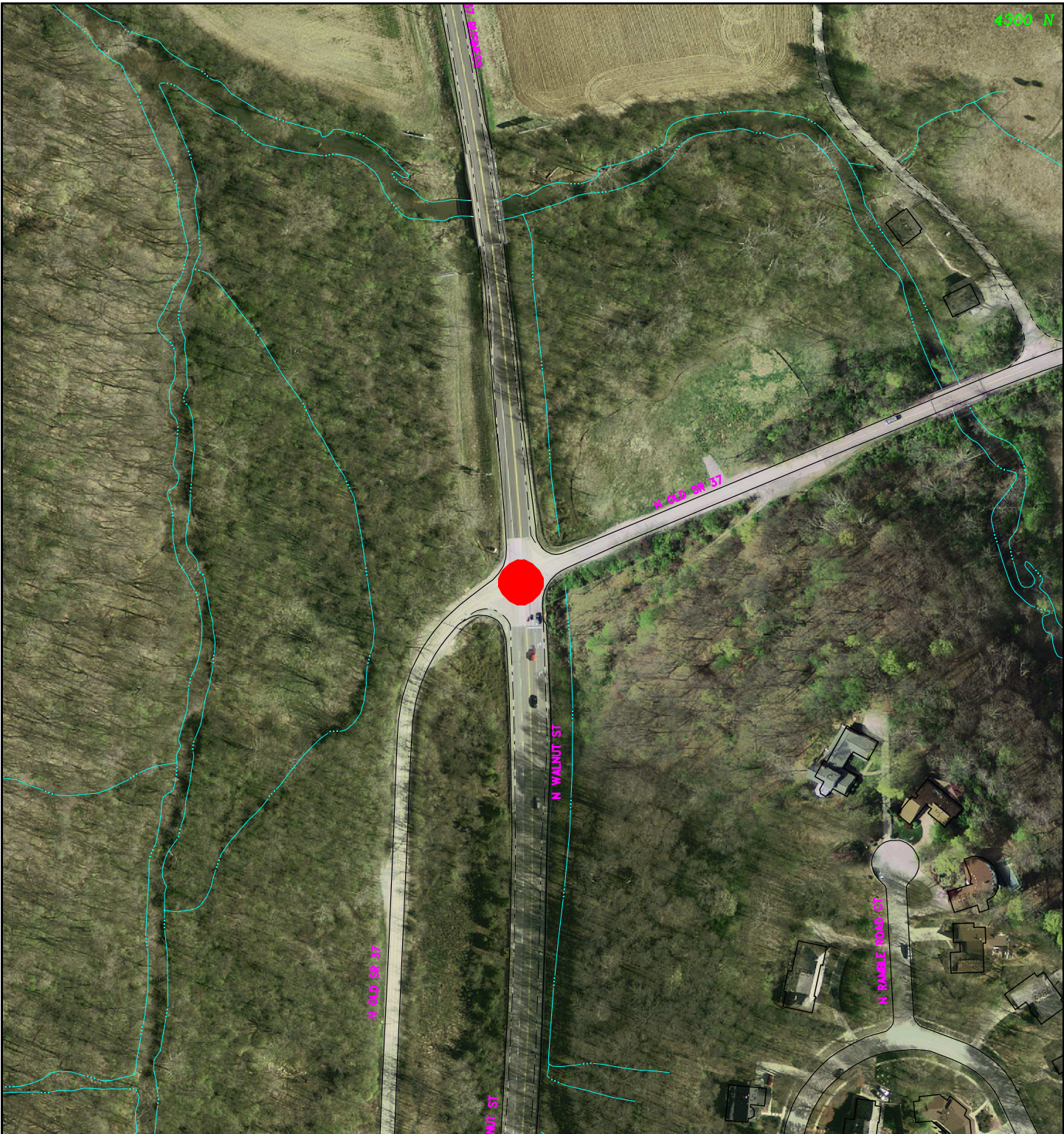
For reference only; map information NOT warranted.



City of Bloomington
Engineering

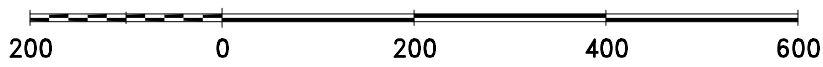


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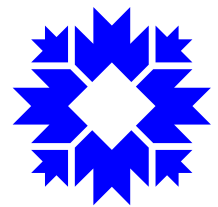


Section 2
Map 2

By: wykoffj
30 Oct 13



City of Bloomington
Engineering



Scale: 1" = 200'

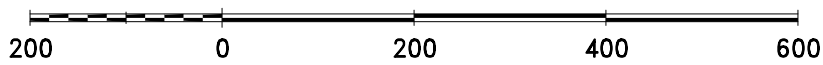
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Section 3

Map 3

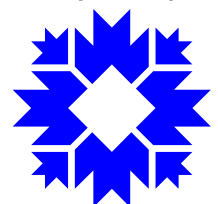
By: wykoffj
30 Oct 13



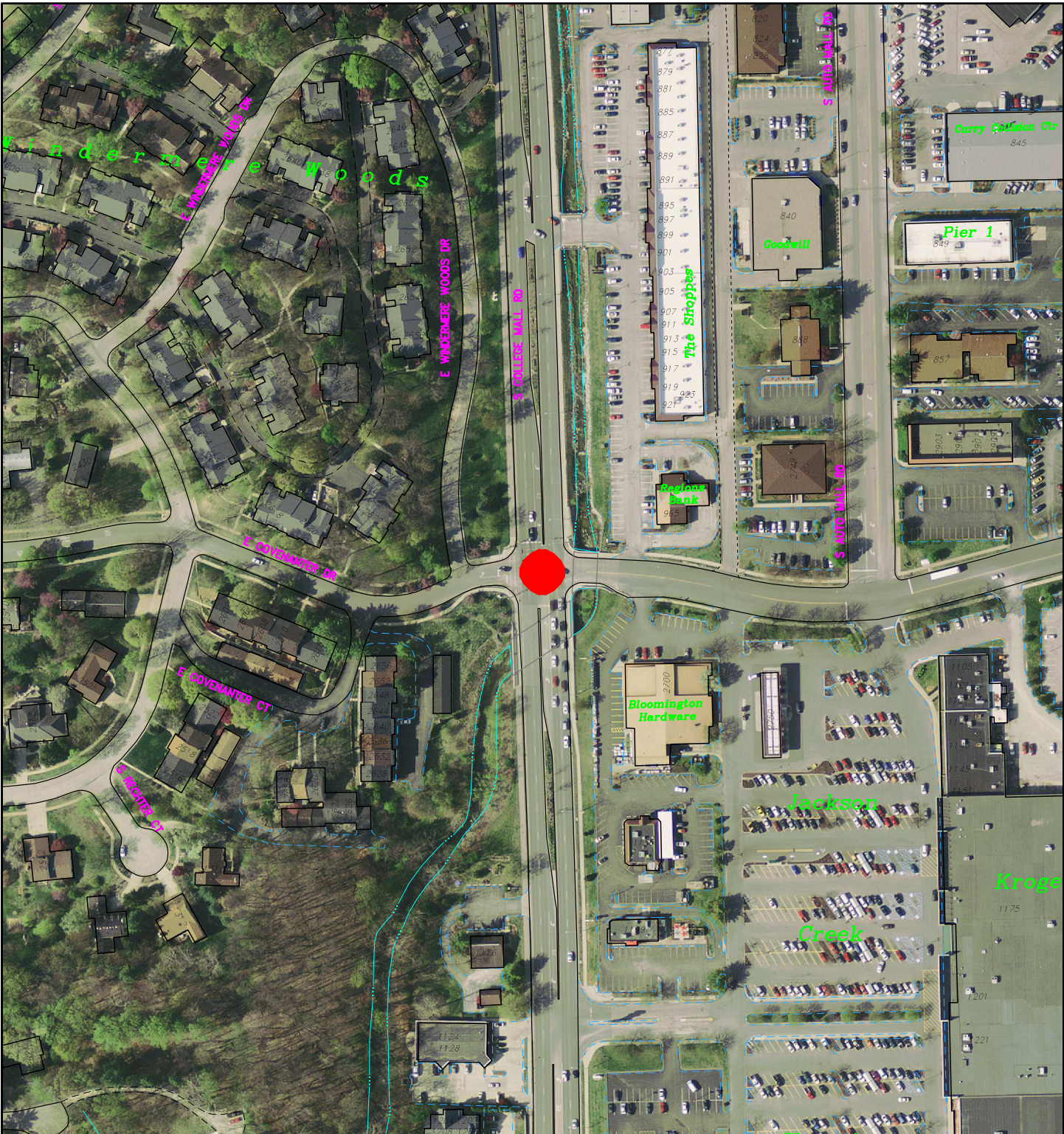
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City of Bloomington
Engineering



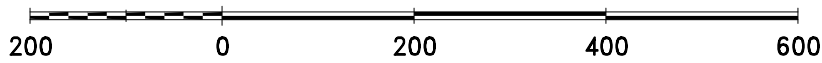
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Section 4

Map 4

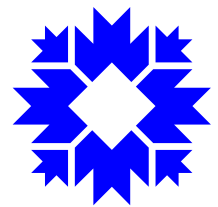
By: wykoffj
30 Oct 13



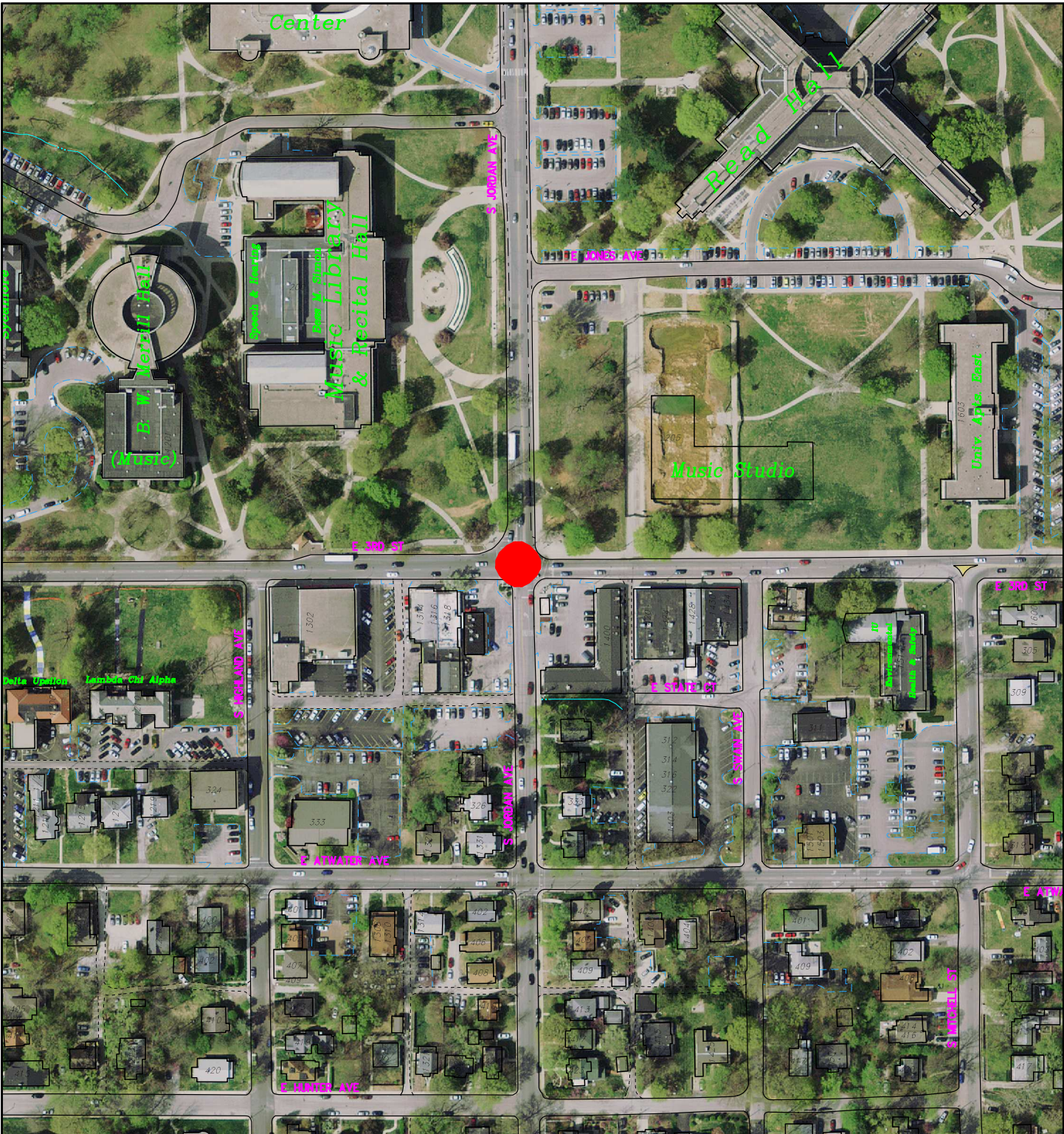
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City of Bloomington
Engineering



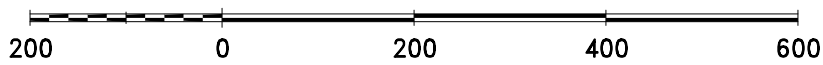
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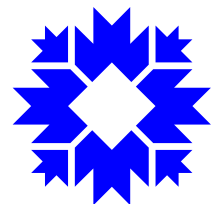
Section 4

Map 5

By: wykoffj
30 Oct 13

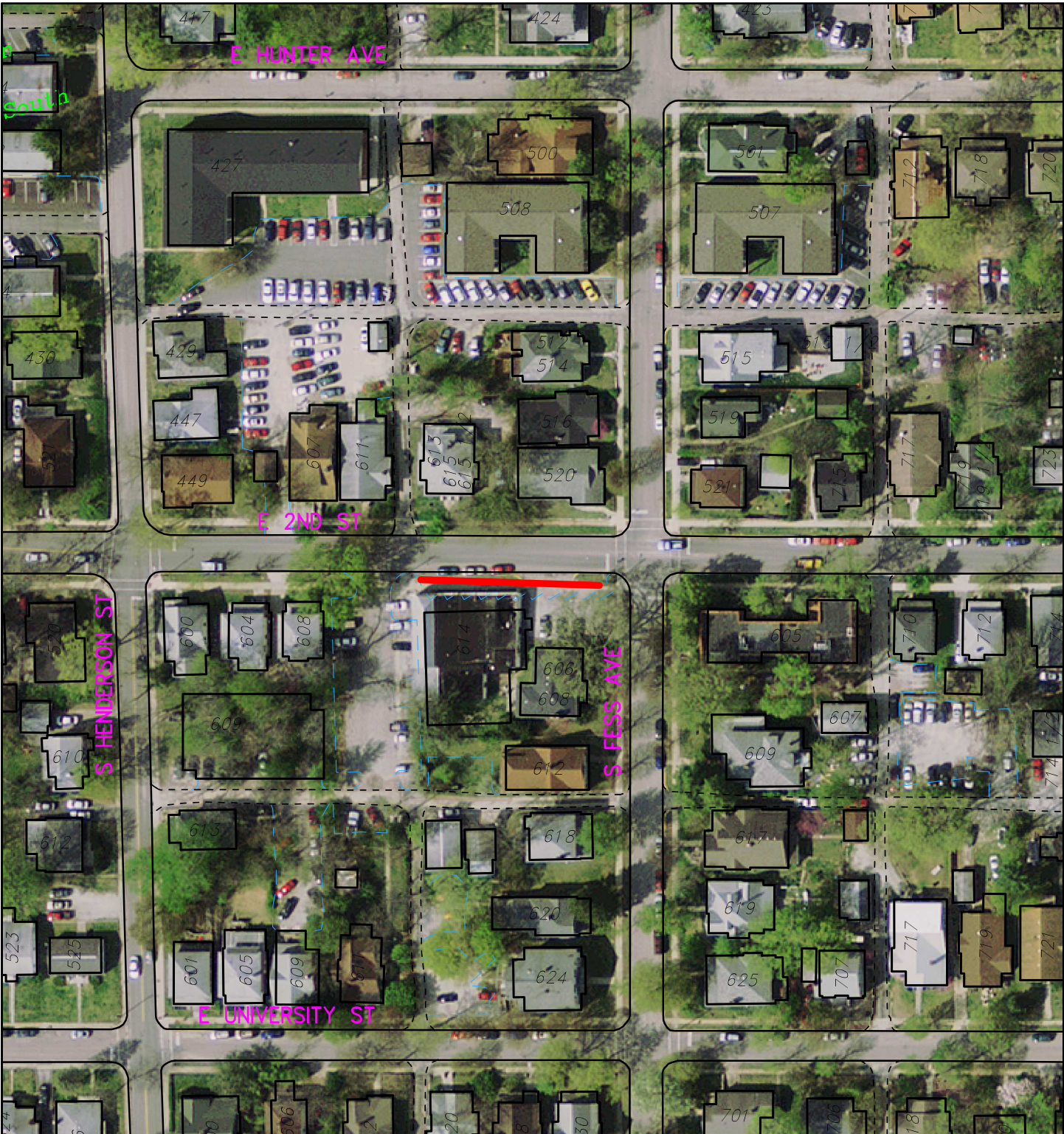


City of Bloomington
Engineering



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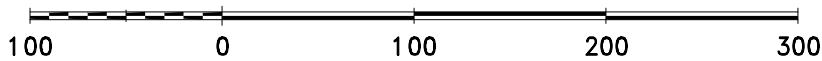
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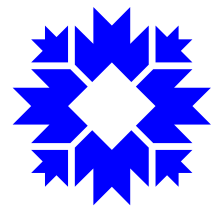
Section 5

Map 6

By: wykoffj
30 Oct 13



City of Bloomington
Engineering



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For reference only; map information NOT warranted.

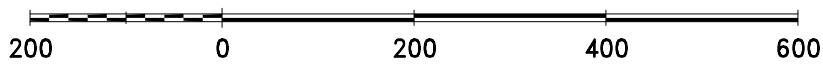


Section 6

Map 7

By: wykoffj

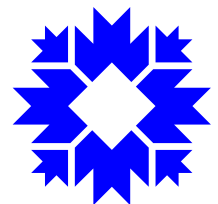
30 Oct 13



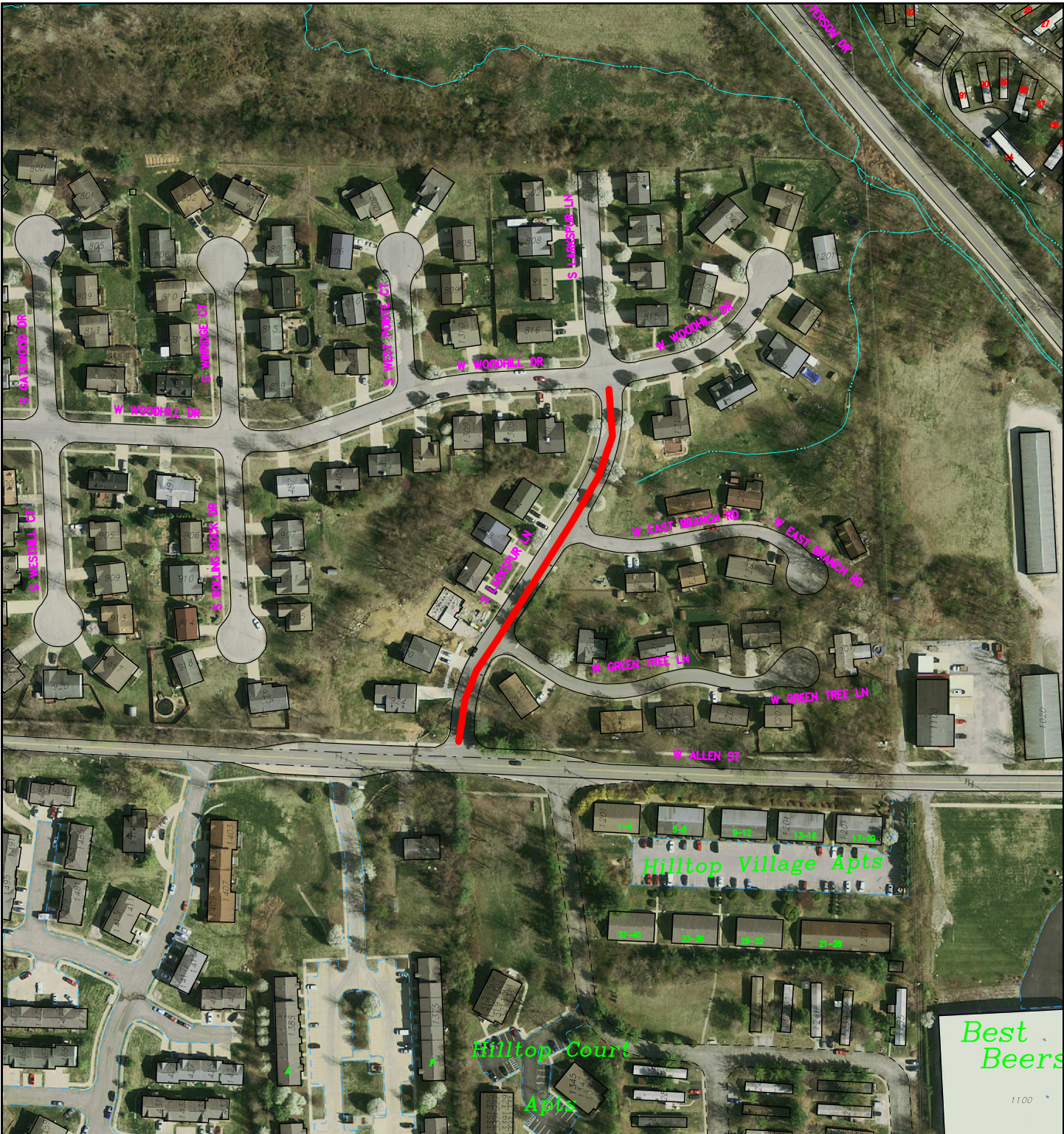
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City of Bloomington
Engineering

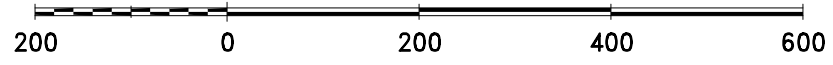


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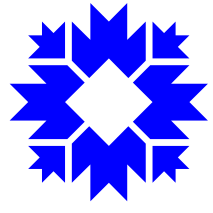


Section 6
Map 8

By: wykoffj
30 Oct 13

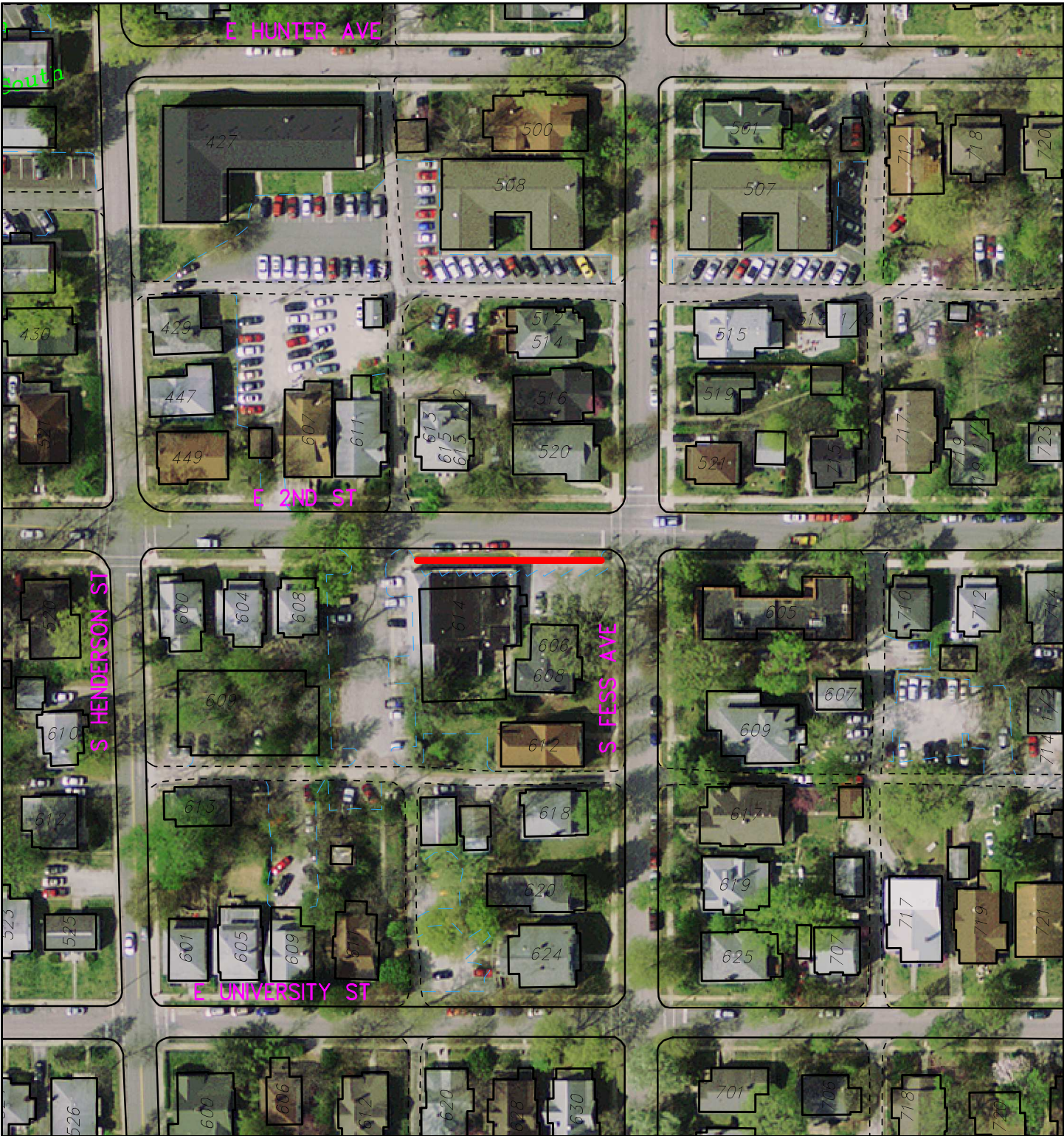


City of Bloomington
Engineering



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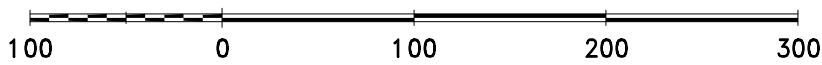
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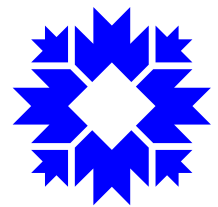
Section 7

Map 9

By: wykoffj
30 Oct 13

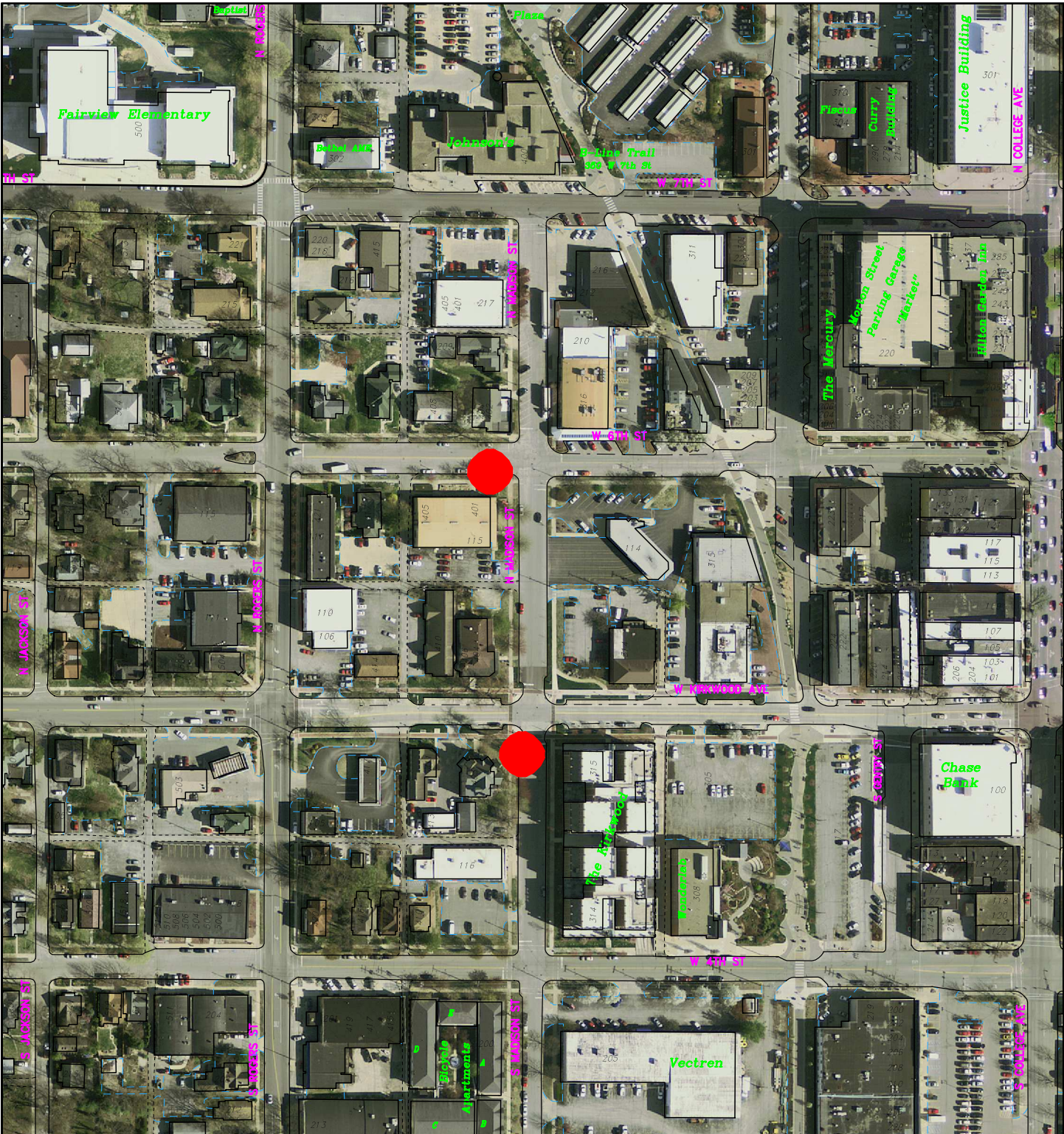


City of Bloomington
Engineering



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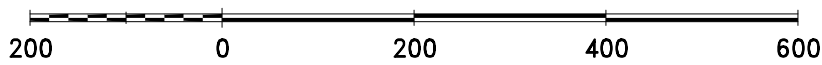


Section 8

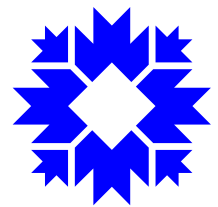
Map 10

By: wykoffj

30 Oct 13

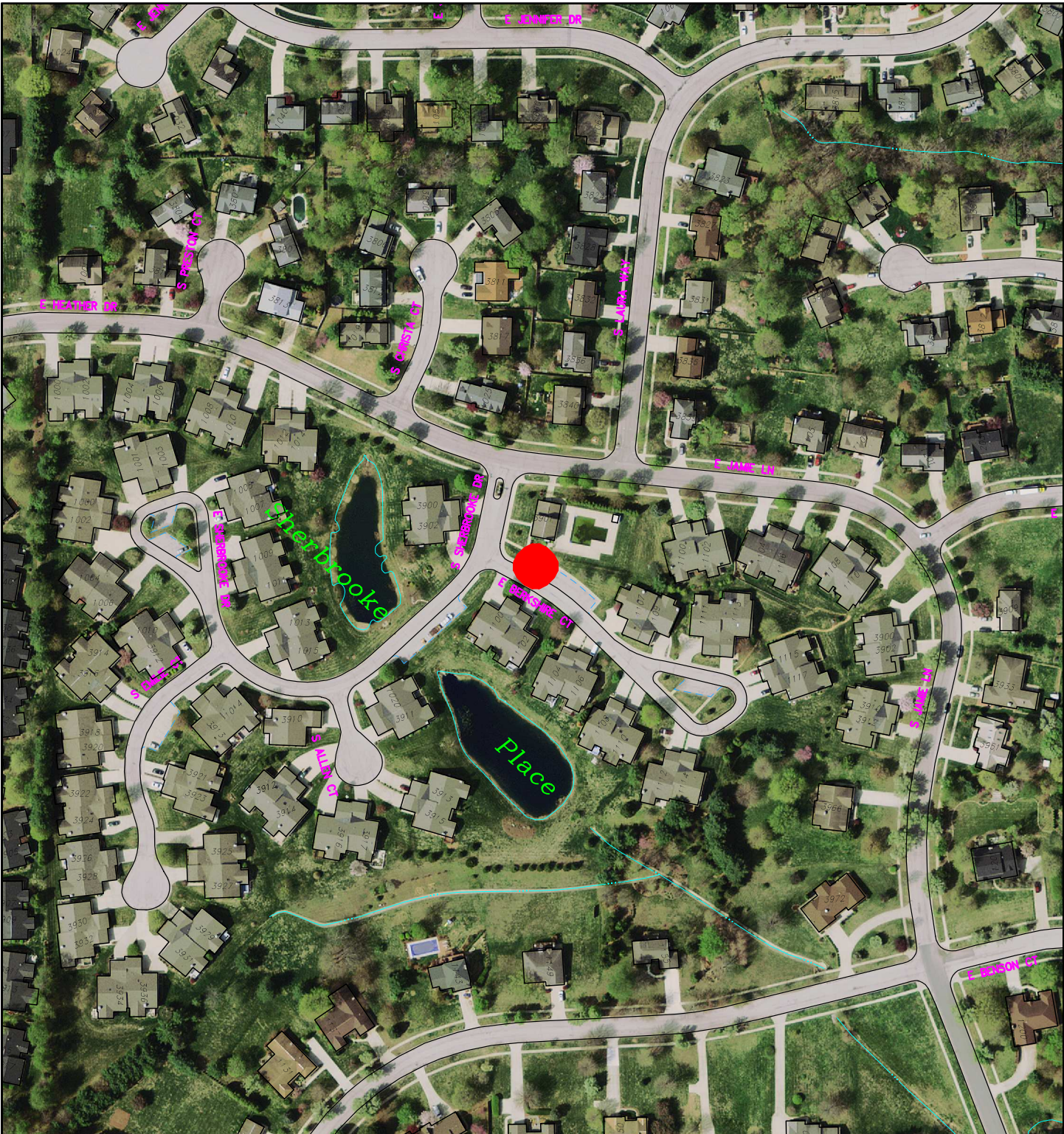


City of Bloomington
Engineering



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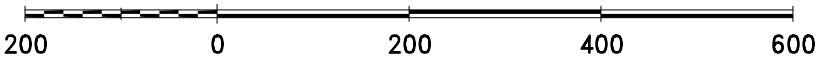
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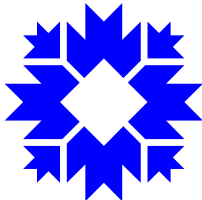
Section 9

Map 11

By: wykoffj
30 Oct 13

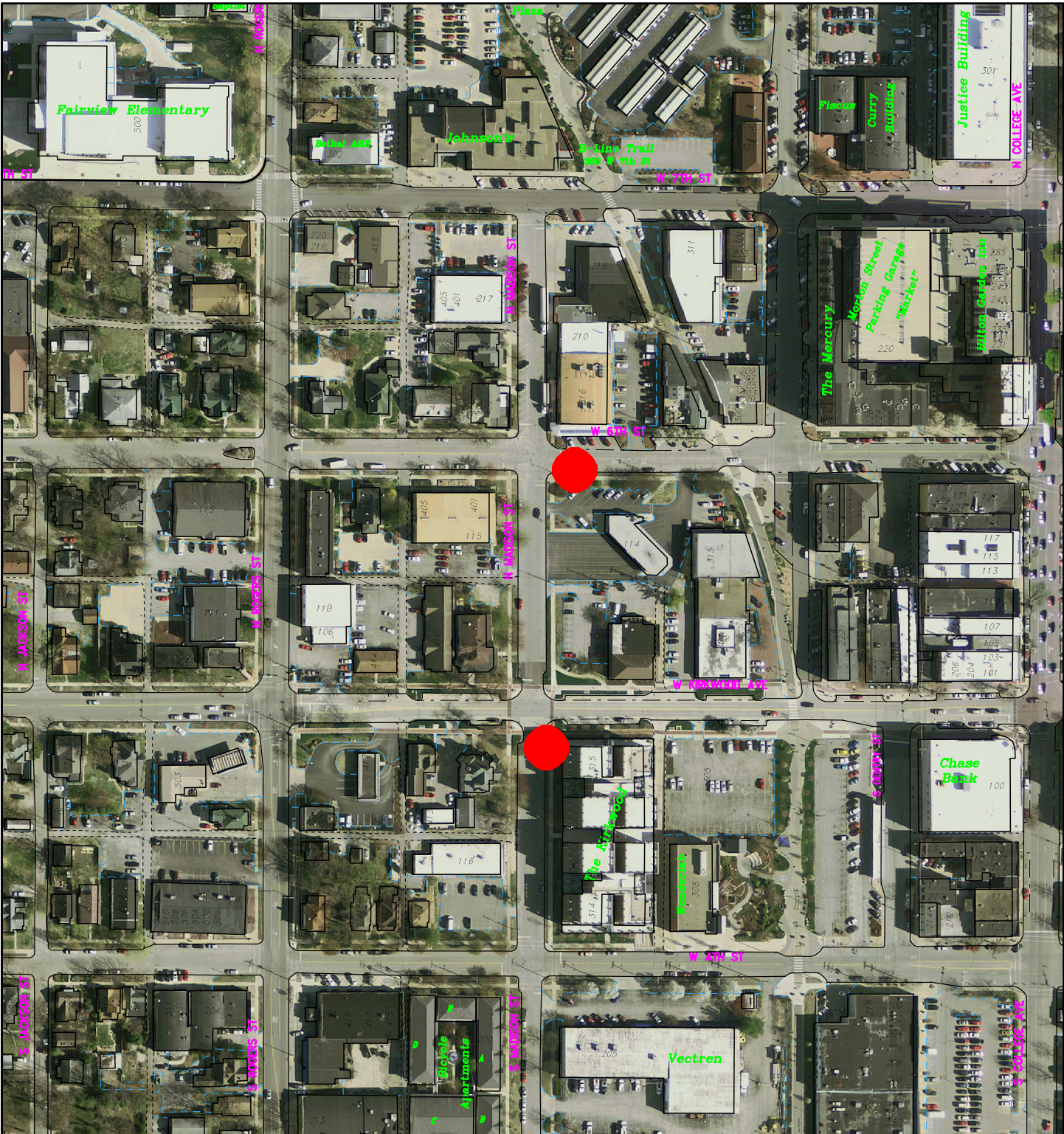


City of Bloomington
Engineering



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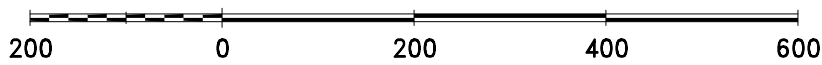
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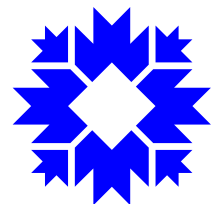
Section 9

Map 12

By: wykoffj
30 Oct 13

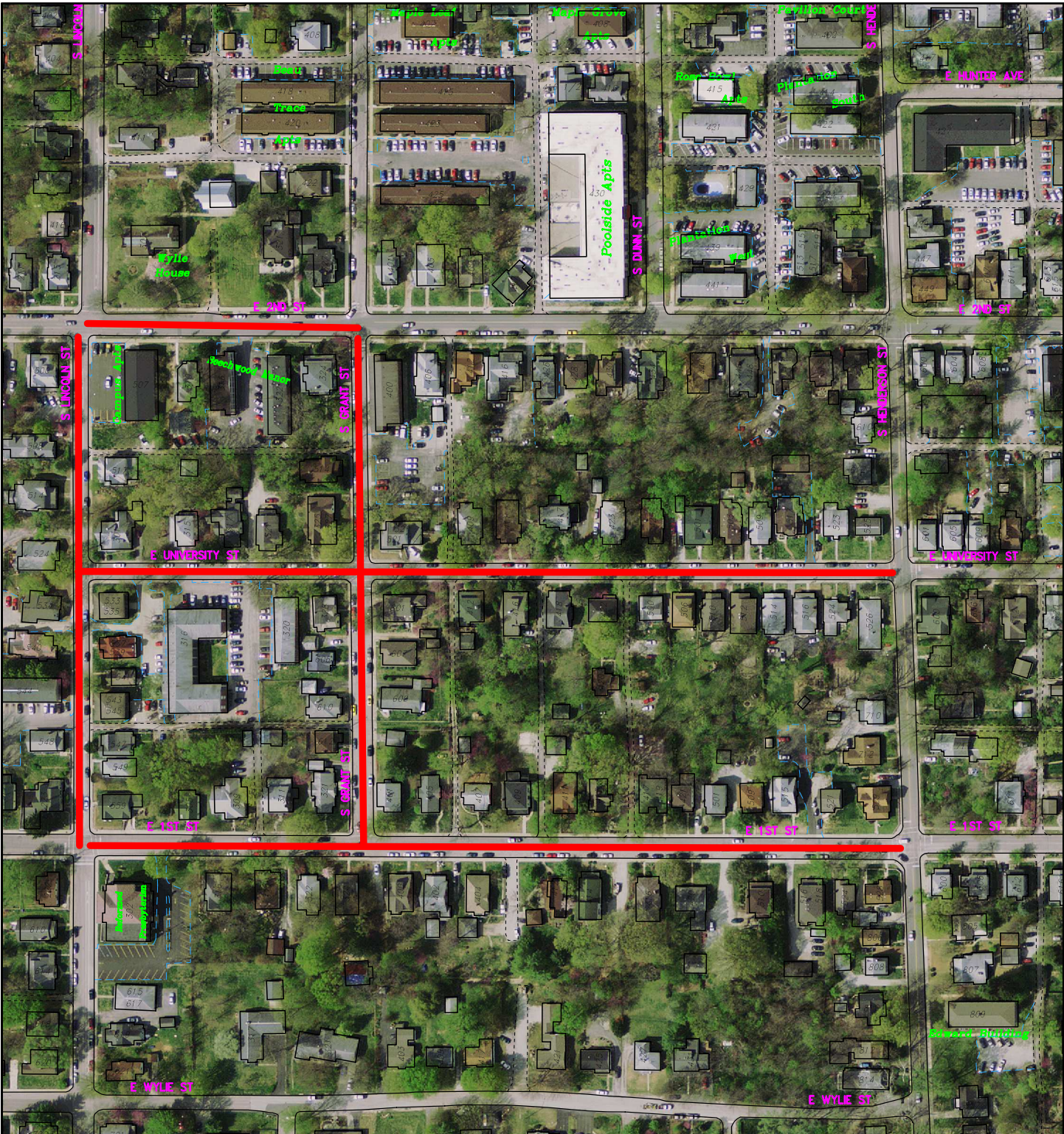


City of Bloomington
Engineering



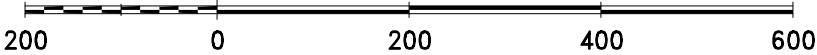
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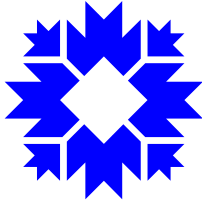


Section 10
Map 13

By: wykoffj
30 Oct 13



City of Bloomington
Engineering



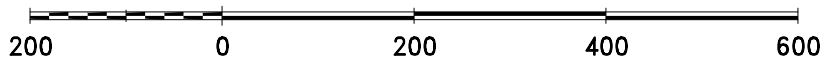
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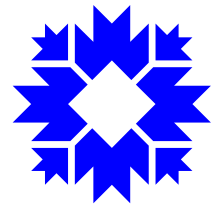
Section 11
Map 14

By: wykoffj
30 Oct 13



For reference only; map information NOT warranted.

City of Bloomington
Engineering



Scale: 1" = 200'



In the Council Chambers of the Showers City Hall on Wednesday, October 16, 2013 at 7:30 pm with Council Vice President Dorothy Granger presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
October 16, 2013

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

ROLL CALL

Council President Neher gave the Agenda Summation

AGENDA SUMMATION

There were no minutes for approval at this meeting.

APPROVAL OF MINUTES

Marty Spechler said he received an updated report of July 29, 2013 from O'Neill Research LLC regarding a Materials Recovery Facility. He noted the report projected financial benefits of the facility could be up to \$500,000. He said that if the City of Bloomington and IU would cooperate on this venture the financial impact on the City budget would be substantial. He said this would also reduce the carbon footprint of present recycling and sanitation services, assure recycling in the future and a path to a sustainable and progressive relationships between all entities. He said it would also create jobs for younger and handicapped job seekers. He said the report had been submitted to the Mayor, and noted Council member Volan's support for this measure. Spechler said he had a lot of faith in Brian O'Neill because of his knowledge of the county. He urged the administration and council to get on board with this prospective action to free up other monies that would benefit the community.

REPORTS

- COUNCIL MEMBERS

Chris Sturbaum noted that polls on health care were not asking the question about how people felt about "Obamacare" with regards to pre-existing conditions that raised the cost of insurance and incidences of medical bankruptcy, and other unsustainable practices. He said it was a morally bankrupt system that was trying to be fixed, albeit in a less than perfect way, but that the media talked exclusively about the terrible things wrong with a fix of the system. He said the moral outrage should be placed against a system that did not treat citizens with respect to conditions that they may not have control of. He said he was morally outraged.

Susan Sandberg noted that at Day 16 of the Federal Government Shutdown she wanted to express anger at what some members of the US House of Representatives had done over an issue that was established law, that had been upheld by the Supreme Court and that a majority of voters affirmed by twice electing a president that ran on health care reform. She said the shutdown held the country hostage, caused disruption of services and loss of respect for our country, all because these angry leaders were trying to speak for everyone. She said she was ashamed of the leadership behavior and the gamesmanship of these people; that it was time for the House of Representatives to get their act together and get on board with the majority of citizens of the country.

Dorothy Granger reminded the council that October was Domestic Violence Awareness Month and that they needed to remember that violence was happening in their own community. She said that could be changed; that no one deserved to be beaten.

Darryl Neher said parking, while a topic of discussion with the council, would be a topic of interest to all as the Indiana University Trustees would be discussing the parking program on the IU campuses, including the possibility of privatization of their parking operations. He said it had

been a topic for the afternoon online discussion (Herald Times). Neher noted that costs had increased and access had decreased for The Ohio State University, and asked people to pay attention to IU's decisions as their policies would impact the entire community.

Dorothy Granger read, from the podium, a proclamation from Mayor Kruzan regarding Domestic Violence Awareness Month. Toby Strout, Executive Director of Middle Way House, and Debra Vance, Vice Chair of the City of Bloomington Commission on the Status of Women, accepted the award. Strout said that Middle Way House had served 2500 victims of domestic violence in the previous year, with over 50% from the city and more from neighbors in Monroe County. She said it took an entire community to prevent domestic violence, and was pleased that the city was committed to this effort. Vance thanked the mayor and council for recognizing Domestic Violence Awareness Month.

There were no reports from council committees at this meeting.

President Neher called for public comment, and was amused that there was none.

It was moved and seconded that Jo Throckmorton be appointed to the Telecommunications Commission.

The appointment was approved by a voice vote.

It was moved and seconded that Andrew Carty and Norm Compton be appointed to the Environmental Commission

The appointments were approved by a voice vote.

It was moved and seconded that Angela Smith-Walgenbach and Kristy LeVert be appointed to the Commission on the Status of Children and Youth.

The appointments were approved by a voice vote.

Rollo moved and it was seconded to accept withdrawal of Ordinance 13-09 (To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic" – Re: Amending Schedules A and B of the BMC 15.12.010 to Authorize a Multi-Way Stop at the Intersection of Moores Pike and Olcott Boulevard) after hearing an explanation from the sponsor, entertaining questions from the Council members from the public and Council.

Rollo, as sponsor of this ordinance, gave a report to the council regarding the postponement of this ordinance from the meeting of May 15, 2013. He noted previous discussions by the council and its sidewalk committee had included a multi-way stop and a pedestrian crossing at this intersection. He said the motion to postpone was done to request more information about vehicular and pedestrian improvements, and the associated costs that might address concerns raised by the neighbors in the area. He said the request had been supported by over 300 signatures of neighbors to the south of this area. He described activities and traffic movements in the area, citing poor visibility due to terrain and high speed of traffic on Moore's Pike. He noted left turns from Olcott onto Moore's Pike were difficult and treacherous. He said the area was included on the Alternative Transportation and Greenways Plan as a biking corridor, and was a pedestrian crossing as well. He noted the stop sign request was debated at the Traffic Commission, failed and then was brought to the council. Rollo noted the engineering staff did not support a stop sign because of terrain and visibility problems.

Rollo said he, the administration and neighbors had worked out a compromise situation that would tend to the problems. He noted that the Moore's Pike crosswalk would be placed to the east of the

- The MAYOR AND CITY OFFICES

- COUNCIL COMMITTEES

- PUBLIC

APPOINTMENTS TO BOARDS AND COMMISSIONS

LEGISLATION FOR SECOND READING AND RESOLUTIONS
Ordinance 13-09 To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic" – Re: Amending Schedules A and B of the BMC 15.12.010 to Authorize a Multi-Way Stop at the Intersection of Moores Pike and Olcott Boulevard

intersection but without the originally proposed traffic island. He said this was done to avoid a conflict with left hand turns with pedestrians crossing at the same time. He said the crosswalk would be raised to one inch above the pavement and would be striped for greater visibility and to provide an indication that when driven over, it actually was different than the paved roadway. He said 'yield to pedestrian' signs would be posted at either side of the crosswalk within the adequate distance of the crosswalk for east and west bound traffic. He said the engineers would determine the actual placement of the signs. He said there would also be 'pedestrian crossing ahead' signs at further distances from the intersection as a warning. He said Moore's Pike speed control issues would be addressed by radar activated speed display devices for east and westbound traffic to help reduce speed in the area. He said one would be a permanent device powered by solar for the westbound traffic, but eastbound traffic would be battery operated because of shading in the area. He said that there would be periodic speed counts to evaluate the efficacy of these measures and noted that the preliminary data was on hand. Rollo noted the police chief had agreed to patrol for speeders more regularly.

He said there was a hidden drive just north of the intersection and that there would be signage to indicate that placed near the intersection.

Rollo said he would like to place this intersection in queue for eventual signalization. He said that was a priority for the neighbors.

Rollo said the cost of these changes to the intersection would amount to about \$25,000, and may be subject to an additional appropriation ordinance or considered as part of the sidewalk appropriation in the very near future. He noted that the 2013 sidewalk report recommended that \$18,500 be committed to this intersection for the previous proposal.

Spechler said that this was an elaborate plan, and thanked Rollo for working on the compromise. He wondered, as a member of the sidewalk committee, if the money was committed to the traffic island or if it could actually be used for the new plan. Rollo said his understanding was that the commitment was broad in scope and the money could be used for the new compromise solution.

Dan Sherman, Council Attorney/Administrator, stated that the report proposed the money for pedestrian improvements to the intersection. He said that a design was viewed by the committee, but that he felt there were a couple of approaches. He said the key was how to handle the difference between the two plans.

Sturbaum asked if Public Works could supply the extra cost for the redesign since the compromise came from that department.

Sherman said that his understanding was that Public Works didn't have \$25,000 for the project. He said he did not know if they had the \$7500 to make up the difference between the two plans, but that could be explored. When he was asked if the council would have to allocate those funds, Sherman said he doubted that the council would need to approve that expenditure.

Spechler asked about the raised crosswalk and the safety in winter months. He asked if these crosswalks were used on other high speed streets in the city. He asked if it would create a swerving of vehicles making left hand turns in snow and ice.

Rollo said he knew of one at Henderson near Templeton school. He said this was standard practice and not a safety concern. He said simple painting would not alert motorists as well as this one inch raised area would.

Spechler asked if a large number of neighbors had agreed to this compromise. Rollo said that at the last neighborhood meeting the neighbors reviewed a rendering done by the new city planning traffic engineer, but found a problem with the pedestrian island which they felt created a conflict for bicycles in the area. He said the neighbors identified the problem with the intersection as the 50-60 mph speeds on Moore's Pike leaving the pedestrian with about three seconds to cross the road before a car would come into the intersection. He said they felt the initial answer to the problem was to have a pedestrian crossing and to slow traffic with a narrowing of the roadway along with radar devices. Rollo said that he presented this to the administration and that they then supported the current plan. He noted that this plan did the support of the neighbors who were at the meeting, and that email notifications were sent to the membership list regarding their presence at this meeting.

Spechler said he would have liked a broader response from the neighbors, but thanked Rollo for his work.

Claire Robertson, author of the petition and neighborhood activist, thanked Rollo who mediated the issue between the administration and the neighborhood. She said the neighbors stood in strong support of the agreement and were happy with it as long as they could get an on-demand stop light at that intersection. She said that was the intent of the neighborhood all along, while realizing the impact of the cost. She noted the HT had called for this area to be addressed in at least two editorials in the past. She added that there were four housing developments along this stretch of road that had no other access except Moore's Pike, and that the main benefit would be to those using Olcott Boulevard.

Robertson noted the study of the time a car would take from the crest of the hill to the intersection, noting that in all incidents two to five seconds were all that a pedestrian would have to cross this street. She noted the liability issues would not apply in this case or any where else in the city.

Robertson reflected on the process of this issue, and said that the neighborhood came to the council because the engineering rules did not allow stop signs as a cure for speed problems, even in line of sight issues. She said the cost of stop signs made them attractive for solutions such as this, and suggested that the city policy on adding stop intersections should be re-thought by the administration.

Robertson said that Hyde Park/Kensington had six exits but not one that had a 'dedicated' entrance with a stop sign or traffic signal, and therefore was not really a safe way of leaving the residential area. She said for future developments there should be one designated exit created.

Dave Pisoni, Hyde Park resident, thanked Rollo for what he called enormous patience in leading to a reasonable and cost effective solution to the problem. He said the solution was a doable and viable solution.

Sturbaum said this simplified the whole matter.

Rollo thanked the neighbors and the Robertsons for distributing the petition and getting the neighborhood active and being patient through the process. He thanked Mayor Kruzan for working out the compromise with the neighbors, also. He said that he had hopes for an on-demand signal at this intersection, but realized that the warrants were not met in previous studies to prove that there was enough traffic on Olcott or enough pedestrian traffic. He noted that the modifications would allow more traffic and pedestrians to use this intersection and raise the numbers to warrant the signalization. He said all pedestrian crossings should be safe, not just those in the core of the city.

The motion to withdraw Ordinance 13-09 received a roll call vote of Ayes: 7, Nays: 0.

Ordinance 13-09 (cont'd)

Ordinance 13-19 To Authorize The Issuance of Bonds by the Monroe County Redevelopment Commission Pursuant to IC 36-7-14-3.5

LEGISLATION FOR FIRST READING
Ordinance 13-19

Ordinance 13-21 To Amend Title 8 of the Bloomington Municipal Code Entitled "Historic Preservation and Protection" (Changes to Chapter 8.02 - Definitions, Chapter 8.08 - Historic Districts and Standards, Chapter 8.12 - Demolition and Public Safety, Chapter 8.16 - Administration and Enforcement and Chapter 8.20 - List of Designated Historic Districts)

Ordinance 13-21

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

PUBLIC COMMENT

Dan Sherman, Council Attorney/Administrator, noted that there was an Internal Work Session scheduled for Friday, October 18, 2013. Neher said he would poll the individual council members and formally announce if the work session would be cancelled by the next afternoon.

COUNCIL SCHEDULE

The meeting was adjourned at 8:30 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Darryl Neher, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington

For Approval

In the Council Chambers of the Showers City Hall on Wednesday, October 30, 2013 with President Darryl Neher presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
October 30, 2013

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

ROLL CALL

Council President Neher gave the Agenda Summation.

AGENDA SUMMATION

It was moved and seconded that the minutes of September 25, 2013 be approved.
The minutes were approved by a voice vote.

APPROVAL OF MINUTES

Marty Spechler said Ohio's governor had approved Medicaid, but the Indiana governor had not. He said this was outrageous and unacceptable for low income people in Indiana.

REPORTS

- COUNCIL MEMBERS

Tim Mayer thanked Bloomington Firefighters and Police for their work on Friday responding to a gas main break which could have had devastating effects to an old infrastructure in the downtown area.
Also, Mayer said he and his wife attended a free jazz concert featuring the Jazz Combo at the Musical Arts Center on Campus this past Monday, and mentioned there would be future concerts to come.

Andy Ruff announced an event of Bloomington NAACP, Bloomington Human Rights Commission and others on "How to Make Peace with Drugs" addressing how the war on drugs has targeted Black males.

Chris Sturbaum said he believed that state and federal legislators acted as if health insurance and Medicaid was a game for them to score points. He said, real people were paying the price, and what these legislators were doing was immoral. Sturbaum explained that he was able to get right through on the phone line to the federal government to inquire about health care under the new ACA. He also said for the first time in years, his insurance would not be going up in price. He said that many people would find cheaper insurance due to their income level. He expressed frustration with the exaggerations of politicians who were trying to rid the country of food stamps, health care and other services, and asked that we remove from office those people who were obstructing the government and progress.

Dorothy Granger applauded Sturbaum for his passionate statement and said it inspired her.

Darryl Neher announced that Trick or Trick for Bloomington had been postponed from Thursday until Friday November 1st from 5:30 pm to 8:30 pm.
He also praised Indiana University for opposing HJR6, a proposal to amend the Indiana constitution to make marriage legal only between one man and one woman. Neher announced that on Monday, November 4th at noon, Freedom Indiana, the statewide organization opposing HJR6 would hold an event in the Mauer School of Law on HJR6.
He thanked Sandberg for introducing a city of Bloomington common council Resolution opposing HJR6, and for allowing him to be one of the co-sponsors along with Mayer.

There were no reports from the Mayor's office or other city offices at this meeting.

- The MAYOR AND CITY OFFICES

There were no reports from council committees at this meeting.

- COUNCIL COMMITTEES

Call for public comment brought no comments.

- PUBLIC

It was moved and seconded that William Morris be appointed to the Human Rights Commission.
The nomination was approved by a voice vote.

APPOINTMENTS TO BOARDS AND COMMISSIONS

It was moved and seconded to adopt Ordinance 13-19 To Authorize the Issuance of Bonds by the Monroe County Redevelopment Commission Pursuant to IC 36-7-14-3.5

Ordinance 13-19 To Authorize the Issuance of Bonds by the Monroe County Redevelopment Commission Pursuant to IC 36-7-14-3.5

Jeff Cockerill, County Legal explained that this ordinance would approve Monroe County Redevelopment Commission’s issuance of bonds payable with TIF funds from the county’s Westside TIF District. Since a part of this TIF District had been annexed by the city, the city council needed to approve the action.

Council questions:

Mayer asked if Jeff was on WFHB and said he did a very good job.

Council Comments:

Spehler said this was to help support IVY Tech and added that it was much needed and very important.

Sturbaum said he was happy to support this.

ACTION: Ordinance 13-19 was approved by a roll call vote of Ayes: 6, Nays: 0.

MOTION: It was moved and seconded to table Ordinance 13-21 To Amend Title 8 of the Bloomington Municipal Code Entitled “Historic Preservation and Protection” (Changes to Chapter 8.02 - Definitions, Chapter 8.08 - Historic Districts and Standards, Chapter 8.12 - Demolition and Public Safety, Chapter 8.16 - Administration and Enforcement and Chapter 8.20 - List of Designated Historic Districts)

Ordinance 13-21 To Amend Title 8 of the Bloomington Municipal Code Entitled “Historic Preservation and Protection” (Changes to Chapter 8.02 - Definitions, Chapter 8.08 - Historic Districts and Standards, Chapter 8.12 - Demolition and Public Safety, Chapter 8.16 - Administration and Enforcement and Chapter 8.20 - List of Designated Historic Districts)

ACTION: The motion to table Ordinance 13-21 received a roll call vote of Ayes: 6, Nays: 0.

Appropriation Ordinance 13-03 To Transfer Funds from the Parks Land Acquisition Fund to the Cumulative Capital Development Fund (CCDF) and to Specifically Appropriate CCDF Funds Not Otherwise Appropriated (Appropriating Funds for the Building, Remodeling and Repair of Parks and Recreation Facilities)

LEGISLATION FOR FIRST READING
Appropriation Ordinance 13-03

Ordinance 13-20 To Amend Ordinance 04-05 which Designated an Economic Development Target Area (“EDTA”) – Re: Woolery Stone Mill, 2200 West Tapp Road

Ordinance 13-20 To Amend Ordinance 04-05

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

PUBLIC COMMENT

Dan Sherman, Council Attorney/Administrator, noted the following upcoming meetings of the council:

COUNCIL SCHEDULE

An Internal Work Session at noon on November 18th in the Hooker Room of Showers City Hall.

President Neher announced a Special Session on November 6th immediately following the Committee of the Whole to bring forward Ordinance 13-21 which was just previously table.

The meeting was adjourned at 8:02 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Darryl Neher, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington