



# City of Bloomington Common Council

## Legislative Packet

**19 December 2012**

Regular Session

*For legislation and background material, please consult:*

*The [12 December 2012 Legislative Packet](#) for material related to Ord 12-29.*

*The [05 December 2012 Legislative Packet](#) for material related to Ord 12-28.*

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**NOTICE AND AGENDA  
BLOOMINGTON COMMON COUNCIL  
REGULAR SESSION  
7:30 P.M., WEDNESDAY, DECEMBER 19, 2012  
COUNCIL CHAMBERS  
SHOWERS BUILDING, 401 N. MORTON ST.**

**I. ROLL CALL**

**II. AGENDA SUMMATION**

- III. APPROVAL OF MINUTES FOR:** February 1, 2012 (Regular Session)  
September 19, 2012 (Regular Session)  
October 3, 2012 (Regular Session)  
October 17, 2012 (Regular Session)  
December 12, 2012 (Special Session)

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

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

**V. APPOINTMENTS TO BOARDS AND COMMISSIONS**

**VI. LEGISLATION FOR SECOND READING AND RESOLUTIONS**

1. Ordinance 12-28 To Amend Title 10 of the Bloomington Municipal Code Entitled "Wastewater" - Re: Revisions to Chapter 10.04 General Rules, Chapter 10.08 Wastewater Rates and Charges, Chapter 10.12 Prohibited Wastewater Discharges and Chapter 10.16 Industrial Wastewater Dischargers and the Addition of Chapter 10.17 Food Service Establishment Wastewater Dischargers

Recommendation: Do Pass 8 – 0 – 0

2. Ordinance 12-29 To Amend Title 2 of the Bloomington Municipal Code Entitled "Administration And Personnel" - Re: Amending Article IV of Chapter 2.04 (Common Council) to Establish Councilmanic Districts for the City of Bloomington

Recommendation: Do Pass 8 – 0 – 0

**VII. LEGISLATION FOR FIRST READING**

None

**VIII. ADDITIONAL PUBLIC COMMENT \*** (A maximum of twenty-five minutes is set aside for this section.)

**IX. COUNCIL SCHEDULE**

**X. ADJOURNMENT**

\* Members of the public may speak on matters of community concern not listed on the Agenda at one of the two *Reports from the Public* 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.



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

To Council Members  
From Council Office  
Re Weekly Calendar – 17- 21 December 2012

**Monday, 17 December**

12:00 pm Staff-Council Internal Work Session, Council Library  
12:00 pm BEAD Advisory Committee Meeting, McCloskey  
5:00 pm Utilities Service Board, Utilities Board Room, 600 E. Miller Drive  
5:30 pm Bicycle and Pedestrian Safety Commission, Hooker Room

**Tuesday, 18 December**

4:00 pm Board of Public Safety, McCloskey  
5:30 pm Commission on Status of Children and Youth, Hooker Room  
5:30 pm Animal Control Commission, McCloskey  
5:30 pm Board of Public Works, Council Chambers  
5:30 pm Staff-Council Internal Work Session, Council Library

**Wednesday, 19 December**

9:30 am Tree Commission, Rose Hill  
4:00 pm Board of Housing Quality Appeals, McCloskey  
4:30 pm Dr. Martin Luther King, Jr. Birthday Commission, Hooker Room  
5:30 pm Traffic Commission, Council Chambers  
7:30 pm Common Council – Regular Session, Council Chambers

**Thursday, 20 December**

8:00 am Bloomington Housing Authority Board of Commissioners, Bloomington Housing Authority  
Community Room, 1007 N. Summit  
9:00 am Emergency Management Advisory Council, Chambers  
5:30 pm Board of Zoning Appeals, Council Chambers  
7:00 pm Environmental Commission, McCloskey

**Friday, 21 December**

12:00 pm Economic Development Commission, Hooker Room

*Posted and Distributed: Friday, 14 December 2012*



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

# **NOTICE**

## **STAFF-COUNCIL DISCUSSION OF A REZONING PETITION**

**Tuesday, 18 December 2012**

**5:30 pm**

**Council Library (Room 110)**

**City Hall, 401 N. Morton**

This will be a forum for members of the Common Council to discuss anticipated legislative initiative with City officials, staff, and petitioners. As a majority of the Council may be present, this meeting may constitute a meeting of the Common Council under the Indiana Open Door law.

In accordance with the Open Door Law, this notice alerts the public that this meeting will occur and that the public is welcome to attend, observe and record what transpires.

Please note that the public will not be given an opportunity to comment during the meeting, but may contact the Council members directly about their concerns or through the Council Office which will relay them to the members of the Council.

Posted: Friday, 14 December 2012

In the Council Chambers of the Showers City Hall on Wednesday, February 1, 2012 at 7:30 pm with Council President Tim Mayer presiding over a Regular Session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
February 1, 2012

Roll Call: Granger, Mayer, Neher, Rollo, Ruff, Sandberg, Spechler, Sturbaum, Volan  
Absent: None

ROLL CALL

Council President Mayer gave the Agenda Summation

AGENDA SUMMATION

Minutes for June 29, 2011 were approved by a voice vote

APPROVAL OF MINUTES

Marty Spechler said the most urgent issue in the city was the lack of room in the low barrier shelters for homeless persons in the winter weather. He was concerned about the dangerous condition of people who were intoxicated and sleeping in the open. He said he was talking to the administration about possibilities, including using the second floor of an existing shelter. He said he didn't want to see anyone die because of inaction.

REPORTS:  
COUNCILMEMBERS

Dorothy Granger noted the visit from Gary Mayor Karen Freeman-Wilson, first African-American female mayor in Indiana, to kick off Black History Month events.

Chris Sturbaum noted that Carroll Krause would be speaking on the Showers Brothers Furniture Factory and neighborhood; she would be signing her book as well.

Susan Sandberg noted that her two favorite interests, working in the recovery community and working in social education with the jail population would converge in the Cardinal Stage Company's production of Bill W and Dr. Bob, the story of the founders of Alcoholics Anonymous. She urged folks to support the local stage company.

Black History Month Bloomington-Style Steering Committee, Bev Smith and William Hosea, co-chairs of the Black History Month Committee, noted the kickoff event and other events during the month. Smith noted that Karen Freeman-Wilson, the first African-American woman mayor in Indiana would give an address at the kick-off event in the council chambers. Smith and Hosea noted several other events scheduled for the celebration.

MAYOR and CITY OFFICES

Jacqui Bauer, Sustainability Coordinator for the City of Bloomington, noted the upcoming free E-Waste Collection day at the Sanitation Garage.

Bauer and Lisa Abbot, Director of Housing and Neighborhood Development, gave a report on the 2010 and 2011 "Beat the Meter Blitz" energy audits. They also gave a report on the second year of the "MLK Day Energy SWAT" program that served 30 residents and 3 businesses with over 45 volunteers to help homes become more energy efficient. Rollo asked questions about the funding and particulars of the program regarding modeling and carbon equivalence calculations. Spechler commended the turnout of volunteers and noted that his house was one of the ones that had a volunteer team making recommendations.

There were no reports from any council committee at this meeting.

COUNCIL COMMITTEES

Mayer asked for public comment.

PUBLIC INPUT

Scott Wells spoke about the coal industry and the permitting processing for the industry. He spoke about the different tests regarding toxic discharge from the plants in Indiana. He said solar panels on North Showers were a clean way to use electricity.

CW Poole said he was part of the Occupy Bloomington movement, and showed a photo taken of two people at the event. He said one was an alcoholic who he would not have known except for the Occupation movement. He asked about what help was available for this person in Bloomington. He said the community needed a detox center and asked what we could do to get one. He said that this effort had spun out of working groups to help make change in the world.

Glen Carter noted he was also part of the Occupy Bloomington movement, and thanked Poole for his comments. He said the detox center in Bloomington 20 years ago helped him get back on his feet and into a program to help him deal with alcoholism. He said he'd like to see the council appropriate money for a bottom rung of the 'ladder to sobriety.'

Charis Heisy said she also had become friends with the same alcoholic that Poole spoke about and said he was in grave danger. She said that before the Occupy Movement was moved out of People's Park the group collectively was meeting some of his basic human needs. She said she was encouraged by her open call for a meeting with the Mayor, and enjoyed having tea with him, but said that people still need to have places to assemble freely without time and use restrictions.

It was moved and seconded that the following people be reappointed to their respective board or commission:

BOARD AND COMMISSION APPOINTMENTS

David Walter	Redevelopment Commission
Mike Szakaly	Redevelopment Commission
Mike Allen	Bloomington Digital Underground Advisory Commission
Paul Sturm	Bloomington Arts Commission
Martina Celerin	Bloomington Arts Commission
Teri Guhl	Bloomington Human Rights Commission
Valeri Haughton	Bloomington Human Rights Commission
Byron Bangert	Bloomington Human Rights Commission
Julie Hill	Commission on Aging
Sophia Hauserman	Commission on Aging
Mary Balle	Community and Family Resources Commission
Brenda Chapin	Community and Family Resources Commission
Jim Rosenbarger	Bicycle and Pedestrian Commission
Gracia Valliant	Commission on Hispanic and Latino Affairs
Jeff Weber	Traffic Commission
Sarah Ryterband	Traffic Commission
Jim Shakleford	Traffic Commission
Bev Smith	Commission on the Status of Black Males
Ryan Strauser	Board of Housing Quality Appeals

The reappointments were approved by a voice vote.

LEGISLATION FOR SECOND READING

It was moved and seconded that Ordinance 12-02 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 7-0-2. It was moved and seconded that Ordinance 12-02 be adopted.

Ordinance 12-02 To Amend the Planned Unit Development (PUD) District Ordinance and Preliminary Plan For Parcel C(a) of the Thompson Area PUD – Re: 1140 S. Morton Street (First Capital Management, Petitioner)

James Roach, Senior Zoning Planner gave the overview of the PUD that was created to remove obstacles to redevelopment of the old

Thomson/RCA Plant area and an overview of the proposal to amend that PUD to allow multifamily buildings on this tract. He compared the size of the Pocket Park on the property (5,500 square feet) to People's Park (13,300 square feet). He addressed the part of the property that was situated in the flood plain of Clear Creek, noting that there would be no residential use there, and the commercial building would be elevated two feet above the base flood stage. He discussed regional architecture inspirations for the residential and commercial structures.

Spechler asked about another small property adjacent to this tract owned by First Capital. He also questioned the cul-de-sac use of Madison Street near the project.

Rollo asked about species of plants to be used in the landscape plans. Roach said that the permitted plants in the UDO were native species and should be included in a revised landscape plan.

Public Comment brought Scott Wells to the podium. He said he would like to see this developer pay new utilities hook-on fees that had the ability to be increased by the council to match other rate increases as they happened.

CW Poole said he emphatically agreed with Wells, and said the rates should be increased. He said he liked the development because it was an underserved area, it did not involve urban sprawl and it would enhance the B-Line trail. He encouraged this developer and council to develop more affordable housing.

Volan asked the size of the building in relation to a slide shown of an existing building on 10<sup>th</sup> Street. Roach said the slide shown was of a four-plex with one-bedroom units; the proposal had two-bedroom units.

Rollo asked if Jeff Fanyo could speak about the flood plain issue and the fill that would be required for the commercial building.

Jeff Fanyo from Bynum Fanyo & Associates Engineering said that the flood elevations were computed by the state; it was a 725 contour elevation for a 100-year event across the length of the property. He said the commercial building was at 729.56, 4.5 feet above that stage, and therefore was in excess of the two feet allowed. He said the property was unique in that there was a railroad embankment that separated the stream from the property. He said the area was called an ineffective zone because water was probably not going to flow there. He said that state permits were awarded according to these findings.

Volan asked if this flood concern was the reason for parking under the buildings. Fanyo said it was a marketing decision. Volan asked about the maps shown. Fanyo said the flood insurance plans were slightly different than the ones based on the city GIS maps, based on newer information.

Rollo asked if other changes in the flood plain (a riparian buffer at Cook Pharmica) would change the situation in this area. Roach said that a new study might shrink the width of the floodway, but the talk was merely speculation at this point. He said that the Switchyard Master Plan would also have an impact on this area and even downstream.

Granger clarified that the residences were condominiums and that they would each have their own hook-on fee for utilities.

Sturbaum said that this proposal was an enormous improvement over a parking lot and that he would support it.

Volan said more owner-occupied new apartment styled housing was needed in Bloomington. He said that 67% of Bloomington housing was rental, and that the vacancy rate for all units in Bloomington was 5.5%. He said if rental costs were to go down more housing needed to be built. He added that affordable housing was older housing and that we needed to keep it, too. He expressed a desire that the commercial building in this development become two-story so that artists could have space on the second floor. Volan said that the connection of Madison through Grimes and Patterson to the southern part of Madison was a missed opportunity and that it reiterated to him that council members should be in on the development process from the beginning.

Volan said he had stated earlier that there was too much space allotted to parking in the proposed development. He said that 46 spaces (12 of which were within the buildings, 12 which were in driveways into the buildings) were planned. He discussed several old models for parking and their newer updated models, and said that while the developer claimed parking was needed to sell units, he believed that ratio of one space per bedroom was too much. He asked people to continue to challenge their assumptions about parking. He said that anything but parking would be a higher and better use of land. He said the project would improve the area overall and would support it.

Rollo said the project had many positive features but that he had problems with building in the floodway. He said that the city took great pains to mitigate impervious surface and to mitigate stormwater impacts with rain gardens and swales. He said that this project would actually fill the area and displace flood water, and since the effect was not known, he would have liked a more recent evaluation. He said in all other respects it was a good project, but that he would not support it.

Spechler noted that affordable housing is created when new housing is created and vacancies become available. He said he didn't believe that vacancy rates were 5.5% and that he believed that number had come from an agency that had not done adequate research. He said that by just looking around, the number of vacancies had to be larger.

Spechler said that additional parking across Patterson Drive was not a good idea because that busy street had fast moving traffic. He said that allowing traffic from Madison to drive through the development to Patterson Drive was a bad idea. He said he would support the plan and hoped that the parcel north of the Pocket Park would be developed in an appropriate manner.

Mayer thanked the developer for working with the neighborhood to make the connection work, and said he thought this was a good project.

Ordinance 12-02 received a roll call vote of Ayes: 8, Nays: 1(Rollo)

It was moved and seconded that Ordinance 12-03 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 6-0-3. It was moved and seconded that Ordinance 12-03 be adopted.

Eric Greulich, Zoning Planner, said that the petitioners wanted to operate a family oriented community center in the warehouse in question and wanted to amend the list of uses that would be allowed there. He said that plans included remodeling both inside and outside of the building, that parking would be upgraded, a stage and theater, office spaces would be created along with recreational use areas. He said that the petitioners were amenable to adding bike parking locations at the council's request. He noted that was the only major change since the committee meeting on this ordinance.

Ordinance 12-03 To Amend the Planned Unit Development (PUD) District Ordinance and Preliminary Plan for Tract E of the Thomson PUD – Re: 1525 S. Rogers Street (NSSX Properties, LLC – Warehouse Community Center, Petitioner)



Spechler said he had visited the building and noticed a small creek behind the building. He asked how the creek would affect the outdoor stage and B-Line trail access. He also asked about the older trees on the property. Greulich said that a 25 foot buffer would be created in which trees would be preserved. He said the Thomson PUD gave relaxed preservation, landscaping and environmental standards to properties that had buildings on them.

Bernie Guerrettaz, representative of Bledsoe Riggert Guerrettaz engineering and land surveying firm, said the building was currently not functioning well for roof runoff, and explained the renovations that would allow the runoff to be directed underground to a culvert underneath the building. He said that the B-line elevation also created the swale problem. Greulich said there was localized work in the area that could eventually help the problem of running water in the ditch.

Rollo noted the flood plain surrounded the building and also noted that 43 parking spaces out of 214 were to be on permeable surface, that some trees would be saved and that a sedge meadow would be installed. He asked if the parking lot required any changes or fill. Greulich said that it would be at existing grade. Guerrettaz said that over the past three years the DNR had granted at least three different permits for this site. He said the current plan was more environmentally friendly than what the previous permits allowed. He said he was hesitant to add more permeable pavers in the north part of the lot. Rollo confirmed that the runoff from the parking lot would be going through bio-filtration of some kind.

Mayer asked about antifreeze leaks on permeable surfaces. Guerrettaz said the substance would go through the pavers into the underdrains and then into the rain gardens. He said that the pavers and soil under the pavers would degrade the dripped material to some degree and would slow the process of it being washed into a creek from the surface of a parking lot.

Mike Carmin represented the petitioner. He clarified that the outdoor theater was an option, but if it wasn't agreeable to the Parks and Recreation Department, the outdoor stage would not be built.

Mayer asked that the amendment be introduced.

It was moved and seconded that Reasonable Condition 01 to Ordinance 12-03 to Amend the Planned Unit Development (PUD) District Ordinance and Preliminary Plan for Tract E of the Thomson PUD be adopted.

Neher asked that the outdoor stage be delayed and brought forth under a review process. Mayer noted that the representative of the petitioner had addressed the issue in his previous comments.

After the call for public comment, CW Poole said he liked the amendment. He referred to his previous comment in the committee meeting that was an objection to the use of public funds for a Christian mission. He said he appreciated this reasonable condition as an amendment.

The reasonable condition received a roll call vote of Ayes: 9, Nays: 0.

Reasonable Condition 01  
Sponsored by Councilmember Neher  
this Reasonable Condition would require that the petitioner to submit more detailed plans for the outdoor stage addition to Plan Staff for their review and approval. The plans would be submitted after the City's Master Plan for the Switchyard was completed and the petitioner had an opportunity to discuss the addition with the Planning and Parks and Recreation Department. The decision made by Plan Staff would be based, in part, upon the plan's conformance with the zoning and design guidelines recommended in the forthcoming Master Plan.

Volan asked the petitioner to set forth acceptable and unacceptable activities in the building and asked if it could be in writing.

Ordinance 12-03 as amended.

Dennis Smith, President of the Board of The Family Center (the entity that will be leasing and supervising the use of the warehouse) said that the policies were a priority of the board. He said that the board recognized that this was a community asset and that their stewardship was one for the entire community. As requested by the council members, he named the board members as himself as president, Victoria Schopp building owner, Berit (Brewer) Deal, Judge Marc Kellams, Tyce Carmichael, Cheryl Welsh, John Mitchell, Liz Mitchell, Pastor Dennis Laffoon of AME Church, Dr. Earl Craig, and John Buehler.

Rollo asked about the list of the plants enumerated in the petition. He asked if the species would actually be planted if the ordinance were passed. Greulich said yes. Rollo said it was an excellent list and a quite diverse one

Public comment on the ordinance as amended:

CW Poole said it was an amazing project that would be an asset to the community. He commended the petitioner for adding bike parking. He said that without an access into the building from the B-Line, it looked as if the project was 'turning its back' against the B-Line Trail. He requested the name reflect the scope of the center by using "Christian" in the title of the center.

Final Council comments:

Volan said that the intent of the meaning of 'community' would be reflected in the document that outlined the permitted activities of the building. He said that all should feel welcome under the mission of the organization.

Neher said he appreciated the potential for this family center, and appreciated the space that would be available for not-for-profits to be there. He thanked the staff for helping in the crafting of the Reasonable Condition being considered because, he said, it would guide the development along the B-Line Trail and park area.

Granger said this was an improvement over the present site and wished the group luck in building the community center.

Sturbaum said he liked the face the building presented to the street and appreciated the reaction to the simple amendment and wished the petitioner luck in their mission.

Sandberg said we all could support youth activity throughout the community. She said any reluctance on her part was resolved by the amendment about the outdoor performance area.

Rollo noted the aesthetic improvement, and also noted his environmental concern. He said he was happy with the mitigation of storm water, tree preservation and list of grasses and species and limited parking on the site.

Spechler said he welcomed the provision of an indoor performance space at private expense. He also agreed that a permanent amphitheater should be created in the Switchyard Park, and was appropriate for the city to promote that idea.

Mayer thanked Neher for his amendment adding its clarity and perspective was needed. He thanked the petitioner for a good adaptive reuse for the site. He thanked Greulich for his presentation and guidance.

Ordinance 12-03 as amended (*cont'd*)

Ordinance 12-03 as amended received a roll call vote of Ayes: 9, Nays: 0.

Ordinance 12-04 To Amend the Bloomington Zoning Maps from Institutional (IN) to Residential Multifamily (RM) – Re: 718 East 8<sup>th</sup> Street (Cheryl Underwood, Petitioner)

LEGISLATION FOR FIRST READING

It was moved and seconded that the council revise the schedule for consideration of Ordinance 12-04 by discussing the ordinance at the Committee of the Whole on March 7<sup>th</sup> and placing the ordinance on the regular session agenda for March 21<sup>st</sup> for second reading.

COUNCIL SCHEDULE

The motion was approved by a roll call vote of Ayes: 9, Nays: 0.

Cheryl Underwood said that she asked to have the ordinance regarding her zoning issue (Ordinance 12-04) delayed and not introduced so that she could make a presentation at this meeting. She said she didn't receive notification that the ordinance was on the agenda for first reading for this meeting.

PUBLIC INPUT

Dan Sherman, Council Attorney/Administrator said that the rules of the council did not allow for open public comment on items that were on the agenda, even for first reading. He noted that the petitioner had accepted the postponement and that the opportunity for further comment was foreclosed.

Volan said that as the council had just voted to postpone the legislation outside the original legislative cycle, he asked that the petitioner be allowed to speak at this time. He acknowledged that she could speak at meetings on February 15<sup>th</sup> and 29<sup>th</sup> when the item would not be on the agenda.

Sherman said there was room for the chair to make exceptions. Sherman clarified that the motion committed Ordinance 12-04 to a committee discussion on March 7<sup>th</sup> with a regular discussion on March 21<sup>st</sup>.

Sandberg clarified that since this was on the legislative cycle, it was not subject to public comment. Sherman noted that comment at this time would not be orderly or with the benefit of staff input or the input of other parties that might want to be part of the discussion. He noted that there had been a request by a council member to allow for comments, and it could be handled at the discretion of the chair or by moving to suspend the rules.

Volan noted that an item withdrawn from the agenda in other circumstances, and this item could have just been postponed to February 29<sup>th</sup>. He said the denial of Underwood's desire to speak was arbitrary. He made a motion to suspend the rules and it was seconded that Underwood be allowed to speak at this time. The motion received a roll call vote of Ayes: 9, Nays: 0.

Cheryl Underwood spoke about her property in the University Courts area north of 7<sup>th</sup> Street, and talked about the rezoning of that property from Residential Multifamily to Institutional without her knowledge. She was also dismayed that she was not notified that the legislation related to this property was listed on the agenda for First Reading at this meeting.

Shawn Kastner continued the Underwood property statement and noted that the only fair and honest approach to this and any other rezoning issue was to notify property owners by certified mail when zoning and other decisions were made about their properties.

PUBLIC INPUT (*cont'd*)

The meeting was adjourned at 10:15 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Timothy Mayer, PRESIDENT  
Bloomington Common Council

Regina Moore, CLERK  
City of Bloomington

For approval

In the Council Chambers of the Showers City Hall on Wednesday, September 19, 2012 at 7:30 pm with Council President Tim Mayer presiding over a Regular Session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
September 19, 2012

Roll Call: Mayer, Neher, Rollo, Ruff, Sandberg, Spechler, Sturbaum, Volan, Granger  
Absent: None

ROLL CALL

Council President Mayer gave the Agenda Summation.

AGENDA SUMMATION

Minutes for September 5, 2012 were approved by a voice vote.

APPROVAL OF MINUTES

Steve Volan wished everyone a Happy "International Talk Like a Pirate Day."

REPORTS:  
COUNCILMEMBERS

Darryl Neher cited a recent study on health that estimated that by the year 2030 the State of Indiana would reach a 56% obesity rate. He said that this would have a great impact on health care and the answer should start with this fact. He said city decisions creating a more walkable community actually are making decisions that impact public health.

Susan Sandberg reminded residents that the Lotus World Music Festival would be taking place and encouraged folks to attend. She also noted that her health issues would preclude her from attending the next few council meetings.

Tim Mayer wished Sandberg well.

Dave Rollo reported that an appeals court had put a stay on the judgment on the decision against the National Defense Authorization Act that was approved last fall, which had provisions for unlimited detention of American citizens without charge by order of the President. He said that the lower court had found this to be unconstitutional, and the Obama administration was challenging that finding. Rollo said this was disturbing, encouraged citizens to learn about this and think about the risk we had of losing our democracy because of lack of civic education and attention of citizens to their liberties.

Dorothy Granger announced the City-County Residents' Breakfast at Rachael's Café on Friday, September 21, 2012 at 7:30 am. She said that the county budget process would be discussed.

There were no reports from the Mayor or other city offices.

MAYOR and CITY OFFICES

There were no reports from council committees.

COUNCIL COMMITTEES

Mayer asked for public comment, but there were no public comments at this time.

PUBLIC INPUT

It was moved and seconded that Rebecca Aleman be appointed to the Commission on Hispanic and Latino Affairs. The appointment was approved by a voice vote.

BOARD AND COMMISSION  
APPOINTMENTS

President Mayer stated to the council and public that the ordinances under consideration were discussed in full during the budget hearings earlier in the year and the previous week. He noted the process actually began at a meeting with the council and administration for input on council spending in 2013. He noted that a limited or short discussion of the items at this meeting did not indicate a lack of preparation or lack of interest.

It was moved and seconded that Ordinance 12-17 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0. It was moved and seconded that Ordinance 12-17 be adopted.

Daniel Grundmann, Director of Human Resources, noted that the ordinance set salaries for police and fire department employees and was decided by a collective bargaining process. He said it reflected a 3% increase in salaries.

There were no comments from the public on this ordinance.

Spechler said it was the city's duty to honor collective bargaining agreements after they were made.

Ordinance 12-17 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Ordinance 12-18 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0. It was moved and seconded that Ordinance 12-18 be adopted.

Daniel Grundmann, Director of Human Resources, said the ordinance set the maximum salaries for the positions involved. He noted that changes seen in this ordinance were a result of changes that the city was able to make because of the Innovation Project that included the early retirement and separation incentive packages offered to qualifying employees during the past year. He said department heads, the Innovation Team and employees would be working hard to redesign priorities to save money in the five year plan. He noted the A.F.S.C.M.E. segment was part of the collective bargaining agreement, but otherwise did not affect the budget per se. He said the ordinance reflected over \$800,000 in savings in positions.

There were no comments from the public on this ordinance.

Spechler congratulated Grundmann for his success in leading the effort to reduce costs.

Mayer thanked the police and fire fighters for their work. He thanked Grundmann for his leadership in the Innovation Project.

Ordinance 12-18 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Ordinance 12-19 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0. It was moved and seconded that Ordinance 12-19 be adopted.

Daniel Grundmann, Director of Human Resources, said this ordinance was being presented with no changes in salaries for the year 2013.

There were no comments from the public on this ordinance.

Spechler specifically pointed out to citizens that council made the decision to not raise salaries of the elected officials while the police, fire and other salaries were being increased.

Mayer pointed out to Mr. Spechler that there had actually been no discussion about the elected official's salary by the council. He said that it was a fluke that there was no discussion on this and he might have been in favor of a small increase.

## LEGISLATION FOR SECOND READING

Ordinance 12-17 An Ordinance Fixing the Salaries of Officers of the Police and Fire Departments for the City of Bloomington, Indiana, for the Year 2013

Ordinance 12-18 An Ordinance Fixing the Salaries of Appointed Officers, Non-Union and A.F.S.C.M.E. Employees for All the Departments of the City of Bloomington, Monroe County, Indiana, for the Year 2013

Ordinance 12-19 To Fix the Salaries of All Elected City Officials for the City of Bloomington for the Year 2013

Ordinance 12-19 received a roll call vote of Ayes: 9, Nays: 0.

Vote on Ordinance 12-19

It was moved and seconded that Ordinance 12-21 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0. It was moved and seconded that Ordinance 12-21 be adopted.

Ordinance 12-21 Petition to Appeal For An Increase To The Maximum Levy (A Request for Permission from the Department of Local Government Finance to Impose an Excess Levy as a Result of a Revenue Shortfall)

Controller Mike Trexler said the ordinance allowed the city to petition the Department of Local Government Finance to correct an error in the assessed value for the year. He said the county auditor made an error in the abstract, in the total net assessed value, which led the city to have a lower tax rate than was passed in the 2012 budget. He said the result was that the tax rates in 2012 were slightly lower, but the ordinance and petition would allow the city to capture that money in 2013. He said the total amount was \$377,930.

Neher asked if this was the only opportunity to capture the lost revenue. Trexler said it was. Neher asked if the revenue was reflected in the budget numbers. Trexler said the money was taken out of the budget summary and projections for 2012 because the money would not be received in that year. He said it was also not included in those figures for 2013 because the council had not yet approved this action. Neher asked if the mistake would impact future revenues. Trexler said it would not.

Volan asked if this was a one time ordinance. Trexler said it was. Volan asked Dan Sherman, Council Attorney/Administrator if there was a statutory reason all the budget ordinances, including Ordinance 12-21, were not presented in an omnibus budget ordinance. Sherman said he didn't have an answer other than it was practice to proceed as in the past, and that the ordinance needed to be approved by a majority of the council.

Volan asked the same about appropriation ordinances. Sherman said that appropriation ordinances were different because of a stipulation that they be advertised, but he had no answer at this time.

There were no comments from the public on this ordinance.

Sandberg thanked Trexler for his advice and guidance through the process and noted that he had announced that he would be moving on in the future.

Ordinance 12-21 received a roll call vote of Ayes: 9, Nays: 0.

It was moved and seconded that Appropriation Ordinance 12-02 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0.

Appropriation Ordinance 12-02 An Ordinance for Appropriations and Tax Rates (Establishing 2013 Civil City Budget for the City of Bloomington)

It was moved and seconded that Appropriation Ordinance 12-02 be adopted.

Controller Mike Trexler noted that the budget and all documents that were presented at the meeting were on the city's website and invited folks to follow along. He noted the long process and hearings involved in the formation of this budget. He showed the summary of projections of the General Fund for 2010 to 2016 with reserve levels projected for each year. He noted the General Fund Reserve balance at the end of 2012 was expected to be about \$3.3M with a Rainy Day fund of \$4.6M. He said that projections for 2013 were \$30M in Revenue, \$34.7M in expenses and a net deficit of \$788,000. He added that would still leave

\$2.5M in the General Fund and \$4.6M in the Rainy Day fund. He said that the \$7.1M represented about 20% of expenses.

Appropriation Ordinance 12-02  
(cont'd)

Trexler added that if operations continued as at present with assumptions of Health Care, Revenue, and Category 1 expenses expanding, it would cut into the Rainy Day Fund. He said there were forthcoming measures to help with this scenario, and also that the Innovation implementation had already generated \$1.4M in savings in this budget. He added that the excess levy had not been included in the summary slide he showed.

Trexler showed the general increase in the General Fund across all departments as \$1.8M or 5.58% and that was all in Health Care cost increases. He said that just Category 1 (Salaries) would present an increase of \$2.2M or 8.56%; and the three other categories would show an actual reduction of 4.7% or \$300,000.

Trexler showed a summary slide of all appropriated funds across the city that indicated a budget expense reduction of 1.92% or \$1.3M. He said that inter-fund transfers were included. He also showed the same information presented by categories.

Trexler showed the projected revenues, with a projected increase in revenue of .1%. He said the biggest change was in taxes due to an increase in the city's Cumulative Capital Development Fund. He said this was approved by the council earlier in the year. He added that the County Option Income Tax was also responsible for the change. He noted that the COIT was tax collected by the state and remitted to the county and then remitted to the city. He said the state had shorted the city in the last two years and a check was sent to make up the difference, but the excess payment actually affected the trend going forward. He said the actual increase in property taxes was 2.8% as capped by the state.

He noted two changes in the budget since July: a \$7,500 increase in the Jack Hopkins Social Service Fund, and a correction to an error in the Police Pension fund of \$3,600 for the secretary of the fund.

Neher asked if our revenues trailed any changes in the economy because of the way the numbers were figured. Trexler said that COIT was connected to the economy, and that the projections were based on the last 18 months. He noted that the largest source of revenue was property taxes and that that number was very stable.

Neher asked if the error calculating COIT revenues would affect the numbers in the 2013 budget. Trexler said he had included that correction in this budget and in projections.

Volan asked how inter-fund transfers affected the numbers that were shown to the council. Trexler noted that as money was moved from one fund to another, it was shown as 'spent' from one fund, and then 'spent' from the fund it was transferred to and used from. He noted that the ordinance was approving the moving of all monies from these funds, including the transfers. Volan clarified that while the council was approving \$68.3M to be taken from funds, \$5.8M of that consisted of transfers between funds and departments and therefore the actual expense for the city is \$62.5M.

Spechler asked for the increase in revenue and expenses across all funds between 2012 and 2013. Referring to the chart he was showing, Trexler said the increase in revenue was \$60,000. Spechler asked for these numbers in percentages. Trexler said he didn't have that number



because the transfers masked that. Trexler added that \$60,000 was about a 1% increase in revenues, and the increase in appropriations was 1.46%. Trexler noted that the trend in revenue increase was about 2% per year.

Spechler asked about the effect of the COIT distribution on the budget, Trexler said that the 2012 revenue numbers actually included 2010 and 2011 revenue money that the city had not yet received, along with some other mid year corrections.

Spechler stated that appropriations were going up by 1% more than revenues from 2012 to 2013, which would be \$600,000. He said we needed to find that amount in the reserve funds to compensate.

Spechler asked Trexler what the projections would be for appropriations (including health care and personnel) considering that he earlier said that revenues would rise by about 2%. Trexler said that the assumptions were based on increases in salaries of 2.5%, increases in health care of about 12.5% and flat budgets in categories 2, 3, and 4.

Spechler said that was an increase of 5% per year, and if we didn't do something we would have a deficit that would critically eat into reserve funds by the end of 4 years. Trexler said this was a structural deficit in that the revenues were rising slower than expenses.

Spechler said the public should know that the city has work to do. Trexler added that he thought it was important to note that the discretionary portion of the budget had been declining for years and that the increases were non-discretionary such as health care.

Daniel Grundmann, Director of Human Resources, and member of the budget team and Innovation Team said that Trexler characterized a future that didn't have significant change in categories 2, 3, and 4, and made assumptions about a static category 1. He said that the reduction in positions that was discussed in an earlier ordinance had a cumulative impact; that the same money would be saved next year. He said the city was trying to work against the trend in rising health care costs and was actually \$2.5M ahead of where it would have been if such measures had not been taken. He also noted that Trexler's numbers did not include all the changes that could and would be made in future budgets.

Sturbaum said that the problem seemed to be in health care costs. He said this caused lots problems in many industries. He asked Trexler if this was a problem in the economy in general. Trexler said it was, and especially in government and public sector areas where budgets were mostly comprised of salaries.

Sturbaum asked how 'doomed' the city was. Trexler said that the city had made great strides in bringing the budget into balance, and that in a couple of years the budget would actually generate a surplus.

Volan asked about reversions in the past. Trexler said that total reversions from 2011 were \$1.6M.

Public comment:

Jennifer Mickel said that if people were desperate prices would go up, and other wise the prices would fall. She noted student loans caused the tuition at IU to go up. She said everyone was almost desperate for good health care and so the prices of insurance had gone up. She called for people to save money for their health issues and reserve some for people in need.

Council Comments:

Spechler said that increase in premiums would not rise as fast as it had in the past due to the Affordable Health Care Act. He talked about several of the provisions of this act, and said it would help save waste in the system. He added that increases for small businesses in health care would be somewhat less than in the past. He said having a healthy population was more important than having a population that smokes, becomes obese or watches pornography.

Neher said an important bit of information from this meeting was that Trexler felt confident that the budget under consideration would prove to be a surplus budget. He said the budget took into consideration the impact on services and did not just slash positions to save money. He noted his support for this budget, and also noted that some difficult decisions are yet to come.

Volan said there was a substantially greater deficit in the last year's budget than the one up for approval. He said his question about trend lines indicated the importance of a multi-year view. He said deficits were unsustainable, and that the administration was taking strides to reduce that deficit, knowing that the last \$700,000 would be the hardest to cut. He thanked the administration for this budget and thanked Trexler for his years of service.

Rollo thanked Trexler. He said that in his experience on the council, the administration had always been careful in constructing the budget and was straightforward with the council and citizens. He said he appreciated the ways the city staff had found to reduce spending. He said the city was making investments with public money that would pay dividends in the future and that the city was not cutting important services and parts of evolutionary changes – alternative transportation, sustainability, public safety and water system infrastructure -- that would continue to pay back. He said he didn't agree with every thing in the budget, but agreed with the spirit of the budget and 99.5% of it.

Sturbaum thanked Trexler.

Ruff wished Trexler good luck and thanked him for staying through the entire budget process. He thanked the administration for adding to the Jack Hopkins Social Services Fund. He said the fund had continued to grow every year.

Mayer noted that this was Mayor Kruzan's ninth budget. He noted that Kruzan foresaw many of these issues in his first city budget, and that the first budget may have ruffled feathers but set the city on the right path. He thanked Kruzan and Deputy Mayor Heslin. He appreciated the sentiment that this budget would prove to be a good one. He thanked Trexler for his work.

Appropriation Ordinance 12-02 received a roll call vote of Ayes: 9,  
Nays: 0.

It was moved and seconded that Appropriation Ordinance 12-03 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0.

It was moved and seconded that Appropriation Ordinance 12-03 be adopted.

Appropriation Ordinance 12-03 An Ordinance Adopting a Budget for the Operation, Maintenance, Debt Service and Capital Improvements for the Water and Wastewater Utility Departments of the City of Bloomington, Indiana for the Year 2013

Appropriation Ordinance 12-03  
(cont'd)

John Langley, Deputy Director of Bloomington Utilities, noted his thanks for the community's cooperation with the water bans during the drought of the summer of 2012. He said that Utilities learned a lot of lessons, and noted that the voluntary conservation program would continue through September and October. He noted that several large projects that began with the 2012 budget were on budget and on time, and would be a great investment for the future. He thanked the council for their consideration of the budget up to this point and asked for their approval at this time.

Mayer asked Langley to give a brief update of the water transmission line and plant expansion. Langley said that four crossings were progressing in the Moffett Lane area and thanked the neighbors for their cooperation. Langley said the new settling basin and filter foundation at the Monroe Plant were being finished, and the intake tower improvements would start the next month.

Volan asked if the utilities work on the South Walnut street was on budget and on time. Langley said it was and thanked folks in Public Works for their help on that. Volan asked if there was a substantial part left to do. Langley said that there was a part upstream, north of the Washington Street connection near the Snow Lion that still needed to be done.

Mayer asked for public comment but there was none.

In council comments:

Rollo said that he had toured the plant and was impressed with the progress made. He noted that Utilities should consider an alternative energy approach for the water treatment plant and wastewater plant. He said there was a fair amount of energy going over the dam for about six months of the year and it could be captured and used. He said a subcommittee could explore the cost and details of such a measure. He noted that the Redefining Prosperity Report did not conduct a real analysis of this need.

Spechler said he agreed with Rollo with the need for examining alternatives for getting the water from Lake Monroe to householders in Bloomington. He said a more attractive option would be solar panels. He said that even though we were progressive, the city had not gone as far as other cities in using the more modern types of panels. He said these would help with the city's electric bill.

Mayer noted that Jeff Ehman, a member of the Utilities Service Board, was heading a committee of members to investigate environmental issues as well as sustainability issues. Mayer thanked Langley and the employees at Utilities who work each day and all day for the good of this Utility.

Appropriation Ordinance 12-03 received a roll call vote of Ayes: 9,  
Nays: 0.

It was moved and seconded that Ordinance 12-20 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0. It was moved and seconded that Ordinance 12-20 be adopted.

Ordinance 12-20 Appropriations and  
Tax Rates for Bloomington  
Transportation Corporation for 2013

Lew May, General Manager of the Bloomington Public Transportation Corporation, noted this was the third meeting with the council and that there had been no changes since the committee meeting on the ordinance.

The council had no questions for May. There were no public comments on the ordinance.

Volan thanked May for the many questions asked in the last meeting on this ordinance regarding the announcement that the IU Bus service and Bloomington Transit were getting closer to an agreement to join services. He said this would be a challenge to merge systems, and the challenge would be at the state level. He hoped council members would be willing to lobby the state for a greater portion of the state's mass transit fund. He said a 20% increase in the bus budget across the city would help with providing later service, more frequent service and Sunday service.

Spechler said that he would like the things that Volan mentioned. He noted that the success of the city bus system was due to May's leadership. Spechler said he would reserve judgment on the merger of the two systems. He said he was much more skeptical about an increase in funding from the state and thought there were more pressing issues to lobby for.

Rollo said that Bloomington Transit's story was a successful one year after year. He noted that he supported a merger because lower income residents were particularly vulnerable to higher fuel costs. He said the system needed to be expanded in preparation for structurally higher fuel prices. He said that other municipalities had cut services, but we needed to guard against this and put public transportation in high priority.

Neher said he supported an expansion in Sunday service and pursuing a route to Ivy Tech. He said his constituents had raised this issue with him.

Volan said it was important to remind everyone that 100% of IU campus bus riders were students, and that 70% of Bloomington Transit ridership were students. He said that the average Bloomingtonian rode the bus 85 times a year. He asked that folks try to imagine Bloomington without public transit and how that would increase traffic and parking problems. He noted that if the system didn't exist, most of the 7,000,000 riders' trips would be taken by car. He noted that while other cities might not get as much state funding as a merged system in Bloomington, they would not suffer as much from that lack of funding as Bloomington would.

Rollo lauded the new terminal plans, additional fuel storage plans, locking in fuel prices, and expansion of hybrid electric buses. He thanked May for being on the cutting edge.

Ordinance 12-20 received a roll call vote of Ayes: 9, Nays: 0.

Ordinance 12-22 To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic"- Re: Stop and Yield intersections, Angle Parking, No Parking, Limited Parking, Residential Neighborhood Permit Parking, Accessible Parking, and the Traffic Violation Schedule

LEGISLATION FOR FIRST  
READING  
Ordinance 12-22

Ordinance 12-23 To Amend Title 6 (Health and Sanitation), Title 15 (Vehicles and Traffic), and Title 17 (Construction Regulations) of the Bloomington Municipal Code - Re: Adjusting Fees and Fines Found in Chapter 6.06 (Refuse and Weeds), Chapter 15.48 (Removal and Impoundment of Vehicles), Section 15.60.080 (Services and Fees), and Section 17.08.050 (Fees) and Making Other Related Changes to those Provisions

Ordinance 12-23

There was no update for the council schedule at this time.

COUNCIL SCHEDULE

Lisa Marie Napoli thanked the council for their hospitality in allowing her class to observe the council meeting and deliberations.

PUBLIC INPUT

The meeting was adjourned at 9:15 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Timothy Mayer, PRESIDENT  
Bloomington Common Council

Regina Moore, CLERK  
City of Bloomington

for approval

In the Council Chambers of the Showers City Hall on Wednesday, October 3, 2012 at 7:30 pm with Council President Tim Mayer presiding over a Regular Session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
October 3, 2012

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

ROLL CALL

Council President Mayer gave the Agenda Summation

AGENDA SUMMATION

Minutes for July 18, 2012 and August 1, 2012 regular session meetings were approved by a voice vote

APPROVAL OF MINUTES

Dorothy Granger noted that the Democratic Women's Caucus breakfast for Friday, October 5<sup>th</sup> would include a tribute to Sophia Travis, former County Council member, member of several boards and commissions, and candidate for election this year. She invited citizens to come.

REPORTS:  
COUNCILMEMBERS

Chris Sturbaum noted that there was a Presidential debate later in the evening and said that this would show leadership differences for the future of the country.

Steve Volan made a presentation based on an article from *The Economist* magazine which concluded that the West had reached the phenomenon of "peak car." He said the number of miles driven per vehicle had plateaued and begun to decrease. He noted that there were fewer younger people driving in 2010 than in 1983, and urged citizens to read the article. He said it should inform city decision making about the allocation of transportation resources in the city.

Tim Mayer sadly noted the untimely passing of Sophia Travis. He also mentioned that Warren Henegar was also an elected official who had recently died. He noted his gratitude for their service to the community. He said that John Cameron was awarded an Excellence in Entrepreneurship Award by Ivy Tech, indicating it was the first award given by the Bill and Gayle Cook Center for Entrepreneurship. He said that Mr. Cameron is the physicist who was instrumental in the conversion of the IU Cyclotron to a Proton Therapy Center.

Mick Renneisen said that the Switchyard Park Master Plan was completed. He said that the plan included an extensive process that included much public input. He introduced Kevin Osborne from Rendell Ernstberger and Associates who gave an overview of the project. He said that the inventory, analysis, design workshop and master planning were processes in which citizens were involved. He displayed maps of the proposal which included park features, future utilities needs of the park and surrounding areas, green features of the park area, potential catalyst projects for redevelopment in the area of the park, gateways, and what uses the areas around the park might be stimulated through the use of the park. He concluded with implementation strategies. Neher applauded the transparency and participatory nature of the process. He inquired about areas that would have been integrated into the park areas that were not owned by the city at this time. He noted a parcel near Walnut Street and one near Rogers Street.

MAYOR and CITY OFFICES  
• Switchyard Master Plan

Rollo said the plan was impressive. He asked about the acreage for garden plots and native plants. He also asked about the maintenance for areas which required mowing. Osborne said the garden area was about an acre. He added that native plants were a key part of the removal of invasive species and replacing them with native plants. He said the

mowing was yet to be determined. Rollo said he was impressed with urban parks that had diversity and teaching areas.

Spechler inquired about Osborne's statement regarding the reduction of the flood plain, and wondered how it could be done. Osborne said that a topographic survey using more precise and detailed flow rates sanctioned by the DNR resulted in a more detailed and refined flood plain limitation. Spechler asked if the DNR approved the latest changes. Osborne said they would, and that it could take up to a year for FEMA and DNR to approve the map change.

Mick Renneisen said that the project was a multiple phase project with a lot of assembled funding sources that the department was just beginning to process. He said one of the preliminary steps to construction would be the *Letter of Map Revision* submittal. He said parallel work could be done at the same time.

Renneisen said that the plans would match the abilities to fund various stages of the project; much like how the B-Line project was done. He said that he hoped the council and community would understand that this was a project that would take time, but would create further momentum as it developed. He said the transformation of the entire area of the community may take a decade. He thanked the council members, public and consultants for their time, energy, enthusiasm and acceptance of the process and the consensus based plan. He also noted that the actual name of the park had not yet been determined, and it could actually end up being the city's "Central Park."

Mayer thanked Renneisen and Osborne, and noted the importance of the work of the investigation and documentation of the vegetation in the area. He also noted that at the southern end of the area, there was a portion of land that was still owned by CSX who were still doing environmental remediation. Mayer noted that sometime in the future it might become part of the park.

Volan thanked Renneisen and Osborne for their presentation and asked about the potential development in the Walnut and Grimes area. He specifically asked where the idea for the architecture of the building in their illustrations came from. Osborne said his firm worked with redevelopment, planning and implementation specialists Eden Collaborative and greenstreet, ltd. Volan said that this was exactly the kind of development he wanted to see in all parts of the city.

Mayer asked for comments from the public.

Jennifer Mickel said she was shocked and horrified at the illustrations that Volan liked, and said it reminded her of Ft. Lauderdale with its plain tenement stacked housing. She said it was Brookline sprawl from Boston and did not want that kind of housing in Bloomington. She said Bloomington did not want to be stacked and packed.

Glen Carter spoke of the decentralization of the poor from the downtown area with the alarming recent trend of policing them away from public spaces. He said his heart came from his own experiences with homelessness and poverty. He said it was fashionable to complain about the homeless and their use of public space. He said the trend now was to sweep these people away from city parks and the library because they were unsightly to the public. He noted that the problems of many homeless people were actually addictions and mental illness, but said they had no place to go, and that arrests were not a solution to homelessness. He said public fights, drug use, public intoxication, or

COUNCIL COMMITTEES  
PUBLIC INPUT

PUBLIC INPUT (cont'd)

harassment of passers-by should not be tolerated. Carter said he was speaking to prompt a public discussion of what Bloomington might do to about the problem. He said the GPP was good for the well-to-do and students in the downtown, but the poor were being pushed further and further from the core of the city.

It was moved and seconded that Jennifer Smallwood be appointed to the Commission for Children and Youth. The appointment was approved by a voice vote.

It was moved and seconded that Ordinance 12-22 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-1. It was moved and seconded that Ordinance 12-22 be adopted.

Susie Johnson, Director of Public Works, explained the ordinance section by section.

It was moved and seconded that Amendment #1 to Ordinance 12-22 be adopted.

Rollo said this amendment would remove parking from both sides of the 900 block of South Mitchell to accommodate a pedestrian lane. He said this action was considered by the Sidewalk Committee in the past year. It was considered a problem area where a sidewalk would be the best option, but the queue of projects was long.

Rollo reported that the street had room for two traffic lanes and a pathway but nothing more. He noted that the residences had driveways that accommodated parking.

Dan Sherman, Council Attorney/Administrator, was assisting Rollo with visuals and noted that the road was narrow and ranged from 26 feet to 23 feet in width and had no current parking restrictions. He noted travel lines of 9 feet in each direction would leave only 5 feet for a pedestrian lane and parking.

Rollo said he had emailed the neighborhood for feedback and noted the responses had been all positive save one which objected because of lack of visitor parking. He noted that skirts of the driveways could be widened to accommodate off street parking, but the driveway would be limited to the width of the garage door. One neighbor had only a one car garage, and not able to take advantage of that provision.

Rollo described the sidewalks, road improvements, walking paths and bike and auto traffic patterns in the area to provide a background for this request. He said that pedestrians in this block had no place to walk except in the street where they were in the same path as traveling cars, parked cars, and bicyclists. He showed pictures of the area just south of the Maxwell/Mitchell intersection to illustrate the problem.

Rollo said that the proposal in this amendment was the best option until a sidewalk could be built. He added that the cost of the lane would be about \$1000.

Ruff asked about staff support of the proposal. Sherman said the report from the Sidewalk Committee recommended this pedestrian lane if the decision was made to remove parking. He said based upon that, the engineering staff that liaisons with the Traffic Commission presented the proposal to the commission. The Traffic Commission did not approve the proposal. Rollo said there was little detail associated with the denial of that proposal.

## BOARD AND COMMISSION APPOINTMENTS

### LEGISLATION FOR SECOND READING

Ordinance 12-22 To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic"-

Re: Stop and Yield intersections, Angle Parking, No Parking, Limited Parking, Residential Neighborhood Permit Parking, Accessible Parking, and the Traffic Violation Schedule

#### Amendment #1 to Ordinance 12-22

This amendment is sponsored by Councilmember Rollo. It follows up on a recommendation in the Council Sidewalk Committee Report for 2012, which called for a portion of the 900 block of Mitchell Street (from Maxwell Lane to Southdowns Drive) be set aside for a walkway (via lane markings). Because the road is narrow, the recommendation was conditioned on the removal of parking from this block. Although staff recommended this change to the Traffic Commission at its March, 2012 meeting, the Commission did not approve it. In accordance with long-standing practice, matters like this one where staff and the Commission disagree, are generally brought forward as an amendment to the next traffic ordinance. Please note that residents and owners of property on this block as well as the affected Neighborhood Association were notified of this proposal and the opportunity to comment before and at the meeting on October 3<sup>rd</sup>.



Spechler asked if part of the roadway would be taken for the walkway. Sherman said 5 feet of the east side of the street would be marked and signed for the walking lane. Spechler asked if there would be a barrier to prevent people from parking over the walking lane. Sherman said there would be pavement markings only. Rollo said 'no parking' signs would be installed. For clarification, Mayer noted that the walkway would be indicated by a line painted on the street.

Volan asked if there had been consideration of making the street one way with parking on one side and a pedestrian lane on the other side. Rollo said it wasn't considered practical, and would be a profound change for the residents.

Granger asked about traffic studies for the area. Rollo said there was a study done in connection with a 'peninsula' installed for help in traffic calming at the end of the block a couple of years before.

Neher asked if parking on one side with a pedestrian lane on the other side was considered. Rollo said that the city owned enough right-of-way to widen the street, but he pointed out that there was already excessive speed. He added there was not enough room for two travel lanes and a walking path. He said he observed that students parked on the street and walked to campus.

Volan asked about the nearest parking zone. Sherman said it was north of Maxwell Lane. Volan asked for specifics on the width of the street, and the minimum traffic lane width. Sherman said parking lanes were 7 feet wide; traffic lanes were 9 feet wide. Rollo said the street was in violation of these widths as parking was permitted on both sides of the street. Volan asked if this street was a candidate for the Neighborhood Transportation Safety Program. Rollo said he chose to take this issue to the Sidewalk Committee because it needed a sidewalk. There was some discussion about a portion of Maxwell Lane at the northern end of Mitchell that had room for the cars that were parking on Mitchell at the time of this discussion.

Mayer noted that the house in question could not widen the driveway due to code issues as mentioned above.

Ruff asked about support by staff and opposition by the Traffic Commission. Sherman said that he had attended the commission meeting at which one resident spoke about his opposition to the proposal and Sherman said he had also contacted the council with his desire for an off street sidewalk. Sherman said the meeting was also attended by people who approved the proposal, and some concerns about the speed of the cars turning south at the intersection of Mitchell and Maxwell. He noted that there were also some concerns about extending the Neighborhood parking zone to the south to include this area. Sherman said that all these led the commission to oppose action at that time. Sherman said that he sent, at Rollo's request, twenty four letters to property owners and residents along the street. He noted that six returned responses were in the packet.

Ruff noted that the Traffic Commission actually concluded that there was no particular solution that was best at the time of the proposal, but that the engineering staff supported Rollo's proposal.

Mayer called for public comment on the item.

Ron Evans noted his address as 923 S. Mitchell Street for the past seven years, and noted that there were issues with pedestrian use of this street as about one foot non paved area existed between the paved area and a ditch. He said daylight hours were manageable with caution, but nighttime walking was dangerous because of traffic turning south on

Mitchell. He added that rain or snow made this area very risky for a pedestrian. He said Rollo's analysis was a good one for this point in time, and that the pedestrian lane with no parking was needed now. Evans said that his earlier concerns about speed and traffic on this street had been dismissed, but he was in favor of this plan.

Michael Evans of the same address said she was strongly in favor of this proposal and noted that because of the neighborhood zone immediately to the north of this block daytime parking from non-residents had increased in this area. She asked that the council approve this proposal.

Sam Erotas, tenant of 1514 East Maxwell Lane, said that four students lived in the house and each had a car, but the house had only a single lane driveway. He noted that the pull-off in front of the house was a bus pull-off. He alluded to previous talk of students walking to IU from that area and said that was actually his roommates and him. He said he was not opposed to the proposal of a sidewalk, but worried where he would park if parking were not allowed on Mitchell Street. He was also concerned about guest parking. He also suggested having parking on only one side of Mitchell Street.

Paul Digiulio, tenant of 1514 East Maxwell Lane, said that he and his roommates want to make the street safer, but that they depend on the parking there. He said there were really only a couple of cars, and there was room for parking on one side of the street.

Council comments:

Rollo asked Sherman to elaborate on the parking situation for the residence 1514 East Maxwell Lane as he had spoken to the owner of the home. Sherman noted that there was a bus stop on Maxwell, but not a bus zone that would prohibit parking. He said three cars could park there, and the fourth car for that home could park in the driveway of the home.

Sturbaum asked if the home was authorized to have four unrelated adults living there. Sherman verified that it was.

Spechler said this was a temporary and inexpensive solution, but hoped that there could be a barrier between the walkway and the driving area.

Mayer asked Sherman about his calculations regarding the space for three cars on Maxwell Lane. Sherman said he used the GIS map and noted the space measured 80 feet and the average car was 16 feet. Mayer noted that his calculations were based on fact.

Granger said her questions had not been adequately answered. She said many streets in that area had the exact same issue and that the council should examine that bigger picture of the whole area before individual actions were taken for one portion.

Sturbaum said he echoed the concern about limited resources to address these problems all over the city, and that many sidewalks were needed. He said that this was not a costly solution and could lead the way for other areas.

Rollo said he traveled this way often. He noted the SoMax neighborhood had many people associated with the university and walk the route because sidewalks from there lead to this area. He said that neighborhood association felt strongly that this was a dangerous situation. He noted that this situation was urgent. He said the parking situation was not a problem for residents at this point, and urged council to read emails that were sent by neighbors who supported this proposal or a true sidewalk.

Neher said he truly hoped that 'temporary' really meant temporary and that there would be a second step to this area.

Amendment #1 to Ordinance 12-22  
(cont'd)

Volan noted his call for a more comprehensive look at a recent traffic issue in Prospect Hill as being relevant again with this proposal. He said that no one disputed that the street needed attention, but asked if the priority was cost savings, traffic flow, pedestrian safety, or the ability to park on the street; he noted the complexity of the issue. He said that parked cars provide value in slowing traffic. Volan proposed changing this block of Mitchell to a one way street, giving up one lane of traffic, and thus cueing pedestrians as to the direction of motorists. He also advocated the extension of the adjacent Neighborhood Parking Zone to this area.

Ruff said he agreed that parked cars worked to slow traffic in some areas, but said this was a different situation with an intersection, hill and curving streets. He said he agreed with Granger that it would be good to address the issues comprehensively. He said that by doing this it would be a small step in making the community more pedestrian friendly, but added that it wasn't perfect but worthy of support.

Mayer said this was a difficult decision. He said that traffic may travel faster if there are no cars parked to act to calm traffic. He said that a neighboring street, Sheridan, with parking on one side and a pedestrian walkway delineated on the other side, had a lot of speeding traffic, despite the measures outlined.

Amendment #1 to Ordinance 12-22 received a roll call vote of Ayes: 5 (Neher, Sturbaum, Ruff, Rollo, Spechler), Nays: 1 (Volan), Abstain: 2 (Granger, Mayer)

Vote on Amendment #1

Mayer asked if there were questions or public comments on the ordinance as amended. There were none of either.

Vote on Ordinance 12-22 as amended.

There were no council comments on the ordinance as amended.

Ordinance 12-22 as amended by Amendment #1 received a roll call vote of Ayes: 7, Nays: 0, Abstain: 1 (Granger).

It was moved and seconded that Ordinance 12-23 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 9-0-0. It was moved and seconded that Ordinance 12-23 be adopted.

Ordinance 12-23 To Amend Title 6 (Health and Sanitation), Title 15 (Vehicles and Traffic), and Title 17 (Construction Regulations) of the Bloomington Municipal Code - Re: Adjusting Fees and Fines Found in Chapter 6.06 (Refuse and Weeds), Chapter 15.48 (Removal and Impoundment of Vehicles), Section 15.60.080 (Services and Fees), and Section 17.08.050 (Fees) and Making Other Related Changes to those Provisions

Patty Mulvihill, Assistant City Attorney, highlighted fees that would become graduated as well as raised. She outlined the rationale and need for these changes.

There were no questions from council members on this ordinance, and there were no comments from the public, either.

Council comments:

Volan noted that he had floated the idea of a \$500 fine for a third violation of Title 6. He said upon further investigation and talk about it with constituents and the administration, he didn't see the need for it and so did not form an amendment for this ordinance. He said the more important aspect of Title 6 is being repaired with this ordinance. He said that the motion to divide the question last week was an innocuous one and was simply to make a statement that omnibus ordinances, especially on code titles that were unrelated, were cumbersome to deal with and caused long meetings. He stated his preference for quarterly updates on code issues. He said the omnibus ordinances were disrespectful to the

Ordinance 12-23 (cont'd)

public and against the council's efforts to optimize the difficult path between due and full consideration of an issue and trying to try to keep council meetings to a reasonable length. He said these ordinances were translucent at best. He said that the city budget was not considered in an omnibus ordinance. He added that he blamed the council for shrugging off the issue, and said that public deliberations suffer on all the issues included in such an ordinance.

Volan asked that the administration break up such ordinances into two or three smaller ordinances because they would little extra effort, would provide transparency and would allow a council member to vote on the issues individually rather than all together.

Rollo noted that there was difficulty in considering an ordinance with unrelated topics. He said a disagreement with one point was difficult when considering voting against the entire ordinance. He said for the public to understand a council members vote on an issue was the reason he supported dividing the question in the committee meeting.

Rollo said he admired the staff for their work on this, that they were creating a safer Indiana, and that they were looking out for the general welfare of the public.

Spechler said he agreed with the idea that unrelated matters should be separated. He said the ordinance reflected the work of Housing and Neighborhood Development Department in dealing with changing neighborhoods in the downtown. He said education was needed as well as enforcement and that the ordinance strengthened both.

Mayer thanked staff for their efforts.

Ordinance 12-23 received a roll call vote of Ayes: 8, Nays: 0.

Ordinance 12-24 To Amend the Bloomington Zoning Maps for Six Parcels in the Old Northeast Neighborhood from Institutional (IN) to Residential Multifamily (RM) (Four Parcels), Commercial General (CG) (One Parcel) and Commercial Downtown (CD) (One Parcel) - Re: 718 E. 8<sup>th</sup> Street, 702 E. 10<sup>th</sup> Street, 525 N. Park Avenue, 514 N. Fess Avenue, 403 E. 6<sup>th</sup> Street, and 613 E. 12<sup>th</sup> Street (The City of Bloomington, Petitioner)

LEGISLATION FOR FIRST  
READING  
Ordinance 12-24

MOTION: It was moved and seconded to hold a Special (not previously scheduled) Internal Work Session on Thursday, October 11, 2012 at noon to hear the Deer Task Force Report.

COUNCIL SCHEDULE

ACTION: The motion was approved by a voice vote.

MOTION: It was moved and seconded to move the Internal Work Session scheduled for noon on October 15, 2012 to noon on October 22, 2012.

ACTION: The motion was approved by a voice vote.

There were no comments from the public at this time.

PUBLIC INPUT

The meeting was adjourned at 9:42 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Timothy Mayer, PRESIDENT  
Bloomington Common Council

Regina Moore, CLERK  
City of Bloomington

In the Council Chambers of the Showers City Hall on Wednesday, October 17, 2012 at 7:30 pm with Council President Tim Mayer presiding over a Regular Session of the Common Council.

COMMON COUNCIL  
REGULAR SESSION  
October 17, 2012

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

ROLL CALL

Council President Mayer gave the Agenda Summation

AGENDA SUMMATION

There were no minutes for approval at this meeting.

APPROVAL OF MINUTES

Andy Ruff reported on an Indianapolis Star editorial based on a previous article on lack of funding for the completion of I-69. He read a little of the article *'Money Runs Low for Completion of I-69 extension from Evansville to Indy.'* He reiterated that there was no plan for finishing it and read a quote by Governor Daniels about putting the plan on hold after the current sections were complete. Ruff said this had been predicted by opponents for years and worried about highway traffic ending on Rt. 37 in Bloomington. He read the editorial that said the people in the south part of Indianapolis would be relieved that taxable property wouldn't be taken for the route. Ruff noted that as a Metropolitan Planning Organization member, the non answers to his questions at the meetings and the situation presented above was more tragic and wasteful with each passing month.

REPORTS:  
COUNCILMEMBERS

Darryl Neher announced his constituents meeting to be held on Saturday, October 20th at 11:00 am in the McCloskey Room. He noted that the discussion would center on the council agenda for the past and what was coming up in the future.

Dorothy Granger noted that Friday morning's Residents' Breakfast held in conjunction with county councilmember Julie Thomas would be at 7:30 am at Rachael's Café on Third Street. The topic was Historic Designation process in both the city and county.

Chris Sturbaum noted a conference on Happiness in Australia, and what happiness means. He said their Gross National Happiness measurement based on other things besides money spent on goods should be adopted.

Nate Nickel, Senior Long Range Planner with the Planning Department provided a report on the *Imagine Bloomington* visioning project for the city which would, in turn, guide the upcoming Growth Policies Plan revision. He said a series of eleven workshops were held throughout the community to create a vision statement that would reflect Bloomington's core values and goals. He said tabling around the city and a dedicated online survey and other web access points allowed folks to participate in other ways. Major themes heard included:

MAYOR and CITY OFFICES

- Bloomington is a progressive and special community
- We have a strong cultural and arts vibrancy
- Need to establish more affordable housing and social services
- Need to develop more opportunities for seniors and youth
- Expand economic development opportunities
- Create a broader focus on environmental issues.

Nickel said a draft vision statement had been developed and it would be reviewed by the public in a series of open house workshops. He added that an online open house survey was active on the city website. He asked the public and council to weigh in on the statement.

Nickel noted that a steering committee would have a final review in mid-November before the Plan Commission reviewed the statement for adoption. He said the statement would come before the council in early 2013.

Laurie Ringquist, Director of Animal Care and Control Division, talked about the Society for Prevention of Cruelty to Animals (ASPCA) \$100,000 Challenge to save 300 more lives than the city did last year. She noted that Bloomington's was the only shelter competing from the state of Indiana. She noted local businesses and media have supported the challenge, and that the volunteers and community have helped as well. She asked for people to vote on the website and to support an adoption of a furry friend.

Martin Spechler read the Mayor's Proclamation announcing October as Blindness Awareness Month. The proclamation was presented to Jim Shelton and Rebecca Davis from Visually Impaired Pre-School Services (VIPS) who spoke about the one year anniversary of this group. Davis thanked all for the proclamation. She shared the story of seeking services for her daughter who had low vision. She spoke the need of early intervention services for toddlers and children with visual impairment and of her campaign to bring this non-profit organization to Indiana.

There were no reports from council committees at this meeting.

COUNCIL COMMITTEES

Mayer asked for public comment.

PUBLIC INPUT

Joseph Vargas, Spokesperson for South Central Indiana Jobs with Justice, presented the council with a letter and packet of information on the Hyatt Hotel Corporation and their history of labor problems. He urged the city to seriously consider their track record and obtain assurances from Hyatt on paying a living wage to employees, abide by health and safety standards and remain neutral if their employees consider unionization before approving permits and proceeding with consideration of REI's request to build a hotel on Kirkwood and the B-Line.

Glenn Carter spoke about the mayor's comments reported on the previous day. He spoke about the cost of parking in the downtown and central city area being a part of discouraging people's participation in the events taking place in those areas.

There were no appointments to boards and commissions at this meeting.

BOARD AND COMMISSION APPOINTMENTS

It was moved and seconded that Resolution 12-12 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, noting that there was no committee recommendation for this item.

LEGISLATION FOR SECOND READING

It was moved and seconded that Resolution 12-12 be adopted.

Resolution 12-12 To Approve the Interlocal Agreement Between Monroe County, Town of Ellettsville, and the City of Bloomington for Animal Shelter Operation for the Year 2013

Laurie Ringquist, Director of Animal Care and Control said that Monroe County and the Town of Ellettsville have signed the agreement. She said that the amount was an increase of \$40,731 more than the previous agreement, due to a higher percentage of animals coming from the county areas and Ellettsville.

There were no council questions or public comments on this legislation.

Sturbaum said that happiness was the adoption of a puppy.

Resolution 12-12 (cont'd)

Spechler said that Ringquist had explained to him the formula and that he was convinced that this was a fair division of responsibility for a service that was provided to all the people of Monroe County.

Resolution 12-12 received a roll call vote of Ayes: 8, Nays: 0.

It was moved and seconded that Ordinance 12-24 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the committee recommendation of do pass 8-0-0. It was moved and seconded that Ordinance 12-24 be adopted.

Lynne Darland, Zoning & Enforcement Manager for the Planning Department, said that six properties were included in this ordinance. She said this legislation came about as request from the Plan Commission for a rezoning for a single property, but was denied because the commission found a need for a comprehensive rezoning for Old Northeast Area. She said the comprehensive research, conversations with owners and meetings resulted in a finding that the six properties which were zoned for Institutional in the 2007 rezoning action.

Darland gave the current status of the use of each structure, its previous current and the proposed zoning categories which she added were appropriate for the properties in question.

Council questions:

Volan asked about a "university" zoning classification as opposed to "institutional" and asked if it were considered down-zoning if that category existed and a property moved from institutional to "university." Darland said that the issue would really be what could be done with the property. She referred to the buying and selling of a property zoned as "university" and the permitted uses for the structure for the buyer. She said that these issues would take a study to make sure that anyone who had the zoning wouldn't be harmed.

Spechler said Volan's intervention and imagination had left him more befuddled than ever with regard to this issue. He confirmed that "university" zoning did not exist. He asked Darland if the city had any jurisdiction of property owned by the university. She said that the university was not required to get city approval to change the use of a property. Darland explained that the ownership of a property by Indiana University or the IU Foundation exempted the property as a state entity, not the zoning.

Spechler said that it was his understanding that IU Foundation owned properties were not taken off the tax roll. He said it was regrettable that, considering the relationship between the city and the university, there was not more consultation between these entities on the consequences of changing the use of property. Darland, when asked if she agreed, said that this issue had improved over the years she had worked for the city.

Public comment:

Jeannine Butler said she lived in an owner occupied home at 514 N. Fess and was pleased to see the support of the committee during the preliminary discussion on this item. She urged council support of the action in this legislation.

Council comments:

Volan said Spechler was right that the entities should converse more not just about properties but about streets and police service. He claimed

Ordinance 12-24 To Amend the Bloomington Zoning Maps for Six Parcels in the Old Northeast Neighborhood from Institutional (IN) to Residential Multifamily (RM) (Four Parcels), Commercial General (CG) (One Parcel) and Commercial Downtown (CD) (One Parcel) - Re: 718 E. 8<sup>th</sup> Street, 702 E. 10<sup>th</sup> Street, 525 N. Park Avenue, 514 N. Fess Avenue, 403 E. 6<sup>th</sup> Street, and 613 E. 12<sup>th</sup> Street (The City of Bloomington, Petitioner)

that the university had its way of providing things that we might consider “municipal.” He referred to the IU Master Plan and said that there was almost no mention of the city of Bloomington in the 150 page plan and that there was no mention of the Growth Policies Plan. Volan said that his district included many people that lived in areas where the city had no jurisdiction. He said often they could be advised but sometimes not directly served.

Volan noted that the council was under pressure to get the UDO done in 2006 and that this was missed at that time and that correcting it was the right thing to do. He said that the city should take a careful look at the edges of the campus where single family and multi-family housing is located. He said that ‘university’ zoning would be helpful in this respect. He added that he didn’t think IU realized how much they depended on the city of Bloomington and how much their reputation depended on the quality of laws and services that the city provided.

Spechler said this was a correction of a mistake and he would support it. He said that direct communication with a property owner should have been in place and that the property owners should have had an opportunity to protest.

Ordinance 12-24 received a roll call vote of Ayes: 8, Nays: 0.

There was no legislation for introduction at this meeting.

LEGISLATION FOR FIRST READING

MOTION: It was moved and seconded that the Council consider the Deer Task Force Report in November with the date and time of that meeting to be announced by the Council President at the Regular Session on October 31, 2012 after consultation with the Council.

COUNCIL SCHEDULE

Rollo said this would allow more time for the public to read and consider the report. He said emails he received supported this.

Volan said there was no harm in the presentation on the 24<sup>th</sup>, but that the adoption of the report so soon after the initial presentation would be too soon. He said the issue was too weighty to consider in a one week process.

Neher said he shared Volan’s concern but would respect Rollo’s proposal. He asked that people engage in the report to understand it and understand its complexity. He added that the acceptance of the report did not bind the council to legislation, but was the entrance point to a greater understanding of the issue and actions surrounding the issue.

ACTION: The motion received a roll call vote of Ayes: 7, Nays: 1 (Volan)

There were no public comments at this point in the meeting.

PUBLIC INPUT

The meeting was adjourned at 8:45 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Timothy Mayer, PRESIDENT  
Bloomington Common Council

Regina Moore, CLERK  
City of Bloomington



In the Council Chambers of the Showers City Hall on Wednesday, December 12, 2012 at 7:30 pm with Council President Tim Mayer presiding over a Special Session of the Common Council.

COMMON COUNCIL  
SPECIAL SESSION  
December 12, 2012

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

ROLL CALL

Council President Mayer gave the Agenda Summation

AGENDA SUMMATION

Ordinance 12-29 TO AMEND TITLE 2 OF THE BLOOMINGTON MUNICIPAL CODE "ADMINISTRATION AND PERSONNEL" – Re: Amending Article IV of Chapter 2.04 (Common Council) to Establish Councilmanic Districts for the City of Bloomington.

LEGISLATION FOR FIRST  
READING  
Ordinance 12-29

The meeting was adjourned at 7:33 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Timothy Mayer, PRESIDENT  
Bloomington Common Council

Regina Moore, CLERK  
City of Bloomington

for approval