

In Bloomington, Indiana on Wednesday, November 17, 2021 at 6:30pm, Council President Jim Sims presided over a Regular Session of the Common Council. This meeting was conducted electronically via Zoom.

COMMON COUNCIL
REGULAR SESSION
November 17, 2021

Council President Jim Sims thanked the public for their attendance and participation. He urged community members to consider serving on a city board or commission.

Councilmembers present via Zoom: Matt Flaherty, Isabel Piedmont-Smith, Dave Rollo, Kate Rosenbarger, Susan Sandberg, Sue Sgambelluri, Jim Sims, Ron Smith, Stephen Volan (arrived at 6:49pm)
Councilmembers absent: none

ROLL CALL [6:33pm]

Council President Jim Sims summarized the agenda.

AGENDA SUMMATION [6:34pm]

There were no minutes for approval.

APPROVAL OF MINUTES [6:41pm]

Sgambelluri spoke about her recently held constituent meeting and thanked Adam Wason, Director of Public Works, for his attendance.

REPORTS

- COUNCIL MEMBERS [6:41pm]

Smith wished everyone a happy and safe Thanksgiving.

Rollo commented on the controlled burn on High Street and its remediation. He commended Chief Jason Moore for his efforts in cleanup.

Beth Rosenbarger, Planning Services Manager in the Planning and Transportation Department (PTD), presented the 2021 Comprehensive Plan Tracking report. She discussed ongoing improvement goals, programs, outcomes, and indicators. She also explained the percentage of population living below the poverty line, incentives, greenhouse gas emissions decrease, indicators available in a Portable Document Format (PDF), and sources of the data. She introduced Keegan Gulick, Amir Farshchi, and Mallory Rickbeil.

- The MAYOR AND CITY OFFICES [6:45pm]

Keegan Gulick, Zoning and Long Range Planner in PTD, spoke about household income and education levels, changed policies and programs that encompassed new green building codes, and number of jobs accessible within a forty five minute transit commute.

Amir Farshchi, Long Range Planner in PTD, presented data on high school graduation rate, water loss data from the City of Bloomington Utilities (CBU), number of fatalities and incapacitating injuries, and crash rates for people walking and bicycling.

Mallory Rickbeil, Bicycle and Pedestrian Coordinator in PTD, discussed number of cases investigated and resolved through municipal anti-discrimination laws, percentage of tree canopy coverage, and citywide vehicle miles traveled.

Sgambelluri asked how many unique individuals were represented in the data regarding the number of cases investigated and resolved through municipal anti-discrimination laws.

Council questions:

Rickbeil stated that the data was given to her in an aggregated manner so she did not know the number of individuals.

Sgambelluri asked if the data could be obtained.

Rickbeil stated she would attempt to do so.

Volan asked how often long range staff planned to update the report.

Rosenbarger stated that it would be annually including potential new indicators.

Smith asked for further clarification on the water loss and any remediation for the losses.

Farshchi explained that the water loss data pertained to utility-owned infrastructure and included things like water main breaks. He said that CBU had also conducted a leak survey.

Sims stated that as the council representative on the Utilities Services Board (USB) explained some efforts like the utilization of liners inside of pipes since much of the water loss was through pipe seams, et cetera.

Sgambelluri asked about the percentage of the population living below the poverty line in an area including students.

Rosenbarger confirmed that the data included students and that it was information provided by the census.

Volan asked for clarification on the sixty five and up population and its poverty rate.

Rosenbarger stated it was a typo on the header and the data included all ages.

Volan asked how the USB measured how much the water loss cost.

Sims stated he did not have that information at the time and that perhaps Vic Kelson, Director of USB, could best answer that.

Piedmont-Smith commented on citywide miles traveled and asked if staff had any additional information regarding the numbers during 2015-2020 including the pandemic.

Rosenbarger clarified that the amount driven correlated to the state of the economy, according to information in the United States. She said she could research how Indiana Department of Transportation (INDOT) calculated the numbers.

Sims asked if there was any rationale or reasoning on the differences on how the information was tracked.

Rosenbarger said that it depended on each data point, and that it was challenging. She provided examples.

Sims stated he understood and asked if future reports could include that information.

There were no council committee reports.

There were no public comments.

There were no appointments to boards and commissions.

- The MAYOR AND CITY OFFICES (*cont'd*)

- COUNCIL COMMITTEES [7:23pm]

- PUBLIC [7:24pm]

APPOINTMENTS TO BOARDS AND COMMISSIONS [7:24pm]

LEGISLATION FOR SECOND
READING AND RESOLUTIONS
[7:24pm]

Flaherty moved and it was seconded that Ordinance 21-41 be introduced and read by title and synopsis only. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0. City Clerk Nicole Bolden read Ordinance 21-41 by title and synopsis. The Committee Do Pass recommendation was Ayes: 6, Nays: 0, Abstain: 0. Flaherty moved and it was seconded that Ordinance 21-41 be adopted.

Jeff Underwood, Controller, presented Ordinance 21-41 including how the bonds would be paid, maturity, and gross savings.

Ordinance 21-41 - An Ordinance Authorizing the Refunding of Certain Outstanding Sewage Works Revenue Bonds of the City; Authorizing the Issuance of the City of Bloomington, Indiana Sewage Works Refunding Revenue Bonds of 2021 to Provide Funds for Such Refunding and the Payment of the Costs Thereof; and Addressing Other Matters Connected Therewith [7:25pm]

Volan asked if it would be possible to ask Kelson about the water loss in the previous report presentation.

Sims stated it would be appropriate to have that discussion at a different time. He then stated there was time to address the issue at the meeting.

Volan asked about the cost of water loss to CBU and how it played a role in financing.

Kelson stated that it did not affect the current legislation because the bonds pertained to sewer. He also said he did not know how the information was compiled or how they should be interpreted. He would report back to council at a later date.

Volan said more accurate numbers or data would be ideal to know.

Council questions:

There were no public comments.

Public comment:

There were no council comments.

Council comments:

The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Ordinance 21-41
[7:33pm]

Flaherty moved and it was seconded that Ordinance 21-42 be introduced and read by title and synopsis only. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0. Bolden read Ordinance 21-42 by title and synopsis. The Committee Do Pass recommendation was Ayes: 6, Nays: 0, Abstain: 0.

Flaherty moved and it was seconded that Ordinance 21-42 be adopted.

Ordinance 21-42 - An Ordinance Authorizing the Refinancing of a Certain Equipment Lease-Purchase Agreement of the City; Authorizing the Issuance of the City Of Bloomington, Indiana General Revenue Annual Appropriation Refunding Bonds of 2021 to Provide Funds for Such Refinancing and the Payment of the Costs Thereof; Appropriating the Proceeds Derived from the Sale of Such Refunding Bonds, and Addressing Other Matters Connected Therewith [7:35pm]

Sims moved and it was seconded to adopt Amendment 01 to <u>Ordinance 21-42</u> .	Amendment 01 to <u>Ordinance 21-42</u>
Amendment 01 Synopsis: Amendment 01 revises Ordinance 21-42 to remove language regarding the additional appropriation of the refunding bond proceeds. The appropriation of the refunding bond proceeds will be proposed and included in a separate additional appropriation ordinance to be considered by the Council at a later meeting.	
Larry Allen, Assistant City Attorney, explained that Amendment 01 removed appropriation language from the bond refunding ordinance because proper notice needed to be provided to appropriate the funds. He explained it would be folded into the end of the year appropriations.	
There were no council questions.	Council questions:
There were no public comments.	Public comment:
There were no council comments.	Council comments:
The motion to adopt Amendment 01 to <u>Ordinance 21-42</u> received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.	Vote to adopt Amendment 01 to <u>Ordinance 21-42</u> [7:40pm]
Underwood presented <u>Ordinance 21-42</u> and provided information including the rates, upcoming appropriations, and additional details.	<u>Ordinance 21-42</u> as amended
There were no public comments.	Public comment:
There was no council comments.	Council comments:
Flaherty moved and it was seconded that <u>Ordinance 21-42</u> as amended be adopted. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.	Vote to adopt <u>Ordinance 21-41</u> as amended [7:43pm]
Flaherty moved and it was seconded that <u>Ordinance 21-43</u> be introduced and read by title and synopsis only. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0. Bolden read <u>Ordinance 21-43</u> by title and synopsis. The Committee Do Pass recommendation was Ayes: 6, Nays: 0, Abstain: 0.	<u>Ordinance 21-43</u> - To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic" - Re: Amending Section 15.32.090 to adjust the time of a limited parking zone on Second Street; Sections 15.12.010, 15.12.030, 15.16.010, 15.20.020, 15.32.080, 15.32.100 and 15.37.020 to reflect the changing of the name of Jordan Avenue to Eagleson Avenue; Sections 15.32.030 and 15.32.080 to add angle parking and no parking zones to Illinois Court; Section 15.32.100, and Schedule O, "Loading Zones," to add one loading zone to E. Seventh Street [7:44pm]
Flaherty moved and it was seconded that <u>Ordinance 21-43</u> be adopted.	
Amir Farshchi, Long Range Planner for the Planning and Transportation Department, presented <u>Ordinance 21-43</u> . He explained the proposed changes based on feedback from staff. He described safety and traffic calming changes, details on the proposed parking changes, and the name change to Eagleson Avenue.	
Volan asked if the current North Jordan extension would have a different name than Eagleson.	Council questions:
Rosenbarger explained that section would be called Fuller Avenue. It was not included because that section was owned by Indiana University (IU).	

There were no public comments.

Public comment:

There were no council comments.

Council comments:

The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Ordinance 21-43
[7:52pm]

Sims added that the IU portion of the North Jordan extension would be named Fuller Avenue after Maddie Fuller. He encouraged the public to research Maddie Fuller’s work with African American history.

Flaherty moved and it was seconded that Ordinance 21-44 be introduced and read by title and synopsis only. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0. Bolden read Ordinance 21-44 by title and synopsis. The Committee Do Pass recommendation was Ayes: 6, Nays: 0, Abstain: 0.

Ordinance 21-44 - To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic" - Re: Amending Chapter 15.32 to add a new schedule for reserved motorcycle parking; Section 15.37.210 to clarify that the parking services director or designee may sell up to 80 employee parking permits, total, in zones 4 and 5; Section 15.40.019, to provide that vehicles with accessible decals, placards or plates may park in accessible parking spaces designated for electric vehicles, whether or not the vehicle is electric or is being charged; and Section 15.48.070, to delete the administrative fee for towed vehicles [7:54pm]

Flaherty moved and it was seconded that Ordinance 21-44 be adopted.

Michelle Wahl, Director of Parking Services, presented Ordinance 21-44. She explained that it was in response to feedback from the public concerning motorcycle parking, downtown business permits, American with Disabilities Act (ADA) parking spaces, and the elimination of an administrative fee for towed vehicles.

Volan asked about the ADA parking spaces with electric vehicle spaces.

Council questions:

Wahl stated that the total number was ten.

Volan confirmed that there would then be two ADA with electric vehicle charging station spaces.

Wahl confirmed that was correct.

Sims asked about the elimination of the administrative fee for towed vehicles and if that function would be moved to Public Works.

Wahl confirmed that was correct.

Sims asked if there would be upcoming legislation to codify that change.

There was no public comment.

Public comment:

There were no council comments.

Council comments:

The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0.

Vote to adopt Ordinance 21-44
[8:03pm]

Flaherty moved and it was seconded that Ordinance 21-45 be introduced and read by title and synopsis only. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0. Bolden read the legislation by title and synopsis.

Sims referred Ordinance 21-45 to the Committee of the Whole to meet immediately following the conclusion of that evening’s Regular Session.

Flaherty moved and it was seconded that Appropriation Ordinance 21-05 be introduced and read by title and synopsis only. The motion received a roll call vote of Ayes: 9, Nays: 0, Abstain: 0. Bolden read the legislation by title and synopsis.
Sims referred Appropriation Ordinance 21-05 to the Committee of the Whole to meet immediately following the conclusion of that evening’s Regular Session.

There was no additional public comment.

Stephen Lucas, Council Attorney, reviewed the upcoming schedule and legislation.

Flaherty moved and it was seconded to adjourn. Sims adjourned the meeting.

LEGISLATION FOR FIRST
READING [8:05pm]

Ordinance 21-45 - To Amend Title 7 of the Bloomington Municipal Code Entitled “Animals” – Re: Amending Chapter 7.01 (Definitions); Chapter 7.16 (Commercial Animal Establishment Permits); Chapter 7.54 (Fees); and Chapter 7.56 (Enforcement Procedure) [8:05pm]

Appropriation Ordinance 21-05 - To Specially Appropriate from the General Fund, Public Safety LIT Fund, Solid Waste Fund, Cumulative Capital Development Fund, Food and Beverage Tax Fund, Motor Vehicle Highway Fund, Parks and Recreation General Fund, Police Pension Fund, Alternative Transportation Fund, and the Rental Inspection Program Fund Expenditures Not 3 Otherwise Appropriated, and to Appropriate the Proceeds of the Solar Refunding Bonds of 2021 (Appropriating Various Transfers of Funds Within the General Fund, Public Safety LIT Fund, Parks & Recreation General Fund, Alternative Transportation Fund, Cumulative Capital Development Fund, Police Pension Fund, and Appropriating Additional Funds from the General Fund, Food and Beverage Tax, Rental Inspection Fund, Motor Vehicle Highway, Solid Waste Fund, and the Proceeds from the Solar Refunding Bonds of 2021) [8:08pm]

ADDITIONAL PUBLIC COMMENT
[8:11pm]

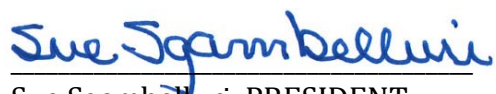
COUNCIL SCHEDULE [8:14pm]

ADJOURNMENT [8:16pm]

APPROVED by the Common Council of the City of Bloomington, Monroe County, Indiana upon this
 18 day of January, 2023.

APPROVE:

ATTEST:



Sue Sgambelluri, PRESIDENT
Bloomington Common Council



Nicole Bolden, CLERK
City of Bloomington