



City of Bloomington Common Council

Legislative Packet

Regular Session

Wednesday, 17 October 2012

For legislation and background material for Ordinance 12-24, please consult the [Legislative Packet](#) issued in interest of the 3 October 2012 meeting.

All other materials are included herein.

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<http://www.bloomington.in.gov/council>



Packet Related Material

Memo

Agenda

Calendar

Notices and Agendas:

None

Legislation for Second Reading:

- **Res 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
 - Memo from Laurie Ringquist, Director of the Animal Care and Control Division; Interlocal Agreement; Calculation Sheet; Statistics Sheet

Contact: Laurie Ringquist at 349-3870 or ringquil@bloomington.in.gov

- **Ord 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. 8th Street, 702 E. 10th Street, 525 N. Park Avenue, 514 N. Fess Avenue, 403 E. 6th Street, and 613 E. 12th Street (The City of Bloomington, Petitioner)

Contact: Lynne Darland at 349-3529 or darlandl@bloomington.in.gov

Please see the weekly [Council Legislative Packet](#) prepared for the 3 October 2012 Regular Session for the legislation, summary and related material for this item.

Legislation and Background Material for First Reading:

None

Minutes from Regular Session:

None

Memo

Two Items Ready for Second Readings and No Items Ready for Introduction at the Regular Session on Wednesday, October 17th

There are two items ready for second reading and no items ready for introduction at the Regular Session next Wednesday. One item is an ordinance which can be found online as indicated above and the other is a resolution which can be found in this packet and is summarized below.

Second Readings

Item 1 - Res 12-12 Approving the Animal Control Interlocal Agreement Between the County, Town of Ellettsville and City for 2013

Res 12-12 authorizes the signing of the *Interlocal Agreement* between Monroe County, the Town of Ellettsville, and the City regarding the funding for Animal Shelter operations in 2013. The total of those payments to the City will be \$313,332.

Under the terms of the *Agreement*, the County will pay a total of \$293,590.47 and the Town of Ellettsville will pay a total of \$19,741.53 to the City for work we do on their behalf next year. This work includes the services done by the City in sheltering animals coming from the County and otherwise assisting in County operations (i.e., dispatching runs and giving information to callers), but is distinct from the City's animal control field operations, education program and volunteer program. The amount of payment is based upon a long-standing formula that takes into account the cost of shelter operations (which is about half the City's Animal Control budget), offsetting revenues and the percentage of shelter operations attributable to animals coming from these jurisdictions during the previous year. Please note that total payments will go up by \$59,571 in 2013.

The formula works as follows:

Projected Budget for Animal Shelter Operations for 2013 (including increases in budgeted expenses and offset by adoption revenues [\$113,070])	\$652,775 <i>(up \$49,010 from last year)</i>
Percentage of Shelter Operations Attributable to County (This is based upon the percentage of animals taken in by the Shelter that arrive from the County. According to the Statistic Sheet for 2011, the Shelter received a total of 4,046 animals, with 1,824 coming from the County and 128 coming from Ellettsville. Please note that the number of animals handled by the Shelter has dropped by about 515 between 2009 and 2011.)	<u>x 48 %</u> <i>(up 6% from last year)</i>
TOTAL	\$ 313,332 <i>(up \$59,751 from last year)</i>

**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL
REGULAR SESSION
7:30 P.M., WEDNESDAY, OCTOBER 17, 2012
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 N. MORTON ST.**

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES FOR: *None*

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. LEGISLATION FOR SECOND READING AND RESOLUTIONS

1. 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

Recommendation: None *(Not heard at the Committee of the Whole)*

2. 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. 8th Street, 702 E. 10th Street, 525 N. Park Avenue, 514 N. Fess Avenue, 403 E. 6th Street, and 613 E. 12th Street (The City of Bloomington, Petitioner)

Recommendation: Do Pass 8 – 0 – 0

VI. LEGISLATION FOR FIRST READING

None

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

VIII. COUNCIL SCHEDULE

IX. ADJOURNMENT (and immediately followed by)

* 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 – 15– 20 October 2012

Monday, 15 October

12:00 pm BEAD Advisory Committee, McCloskey
5:00 pm Farmers' Market Advisory Council, Parks
5:30 pm Bicycle and Pedestrian Safety Commission, Hooker Room

Tuesday, 16 October

11:30 am Plan Commission Work Session, Kelly
4:00 pm Board of Public Safety, McCloskey
5:30 pm Commission on the Status of Children and Youth, Hooker Room
5:30 pm Animal Control Commission, McCloskey
7:30 pm Metropolitan Planning Organization Conference – *A Healthy Community through Transportation Policy*, Council Chambers

Wednesday, 17 October

9:30 am Tree Commission, Rose Hill Cemetery Office, 930 W. Fourth St.
2:00 pm Hearing Officer, Kelly
4:00 pm Board of Housing Quality Appeals, McCloskey
7:30 pm Common Council—Regular Session, Council Chambers

Thursday, 18 October

8:00 am Bloomington Housing Authority Board of Commissioners, Community Room, Bloomington Housing Authority, 1007 N. Summit
9:00 am Emergency Management Advisory Council, Council Chambers
3:30 pm Bloomington Municipal Facilities Corporation, Dunlap
5:30 pm Board of Zoning Appeals, Council Chambers

Friday, 19 October

12:00 pm Domestic Violence Task Force, McCloskey
5:30 pm Joint City of Bloomington – Monroe County Deer Task Force, Council Chambers

Saturday, 20 October

9:00 am Bloomington Community Farmers' Market, Showers Common, 401 N. Morton
2:00 pm Bloomington Community Orchard Community Forum, Atrium

Posted and Distributed: Friday, 12 October 2012

RESOLUTION 12-12

**TO APPROVE THE INTERLOCAL AGREEMENT
BETWEEN MONROE COUNTY, THE TOWN OF ELLETTSVILLE
AND THE CITY OF BLOOMINGTON FOR
ANIMAL SHELTER OPERATION FOR THE YEAR 2013**

WHEREAS, the Common Council of the City of Bloomington desires to contract with Monroe County and the Town of Ellettsville, through the authority of I.C. § 36-1-7-2, to provide services and facilities to Monroe County and the Town of Ellettsville for animal care and control in consideration of payment therefore; and,

WHEREAS, an agreement has been reached between the City of Bloomington, Monroe County and the Town of Ellettsville to provide said services and facilities for 2013;

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

Section 1. The Common Council hereby approves the Animal Shelter Interlocal Agreement for Fiscal Year 2013 and authorizes the Mayor, the Director of the Animal Shelter and the Clerk of the City of Bloomington to execute the Agreement.

PASSED AND ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2012.

TIMOTHY MAYER, President
Bloomington Common Council

ATTEST:

REGINA MOORE, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 2012.

REGINA MOORE, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 2012.

MARK KRUZAN, Mayor
City of Bloomington

SYNOPSIS

This resolution authorizes execution, by the Mayor and Director of Animal Care and Control, of the Animal Shelter Interlocal Agreement for Fiscal Year 2013 between the City of Bloomington, Monroe County and Town of Ellettsville. The agreement provides that Monroe County shall pay the City of Bloomington the sum of \$293,590.47 for 2013 in return for the space the City provides to the County and services it renders on the County's behalf. The agreement further provides that the Town of Ellettsville shall provide the City of Bloomington the sum of \$19,741.53 for 2013 in return for the space the City provides the Town of Ellettsville and services it renders on the Town of Ellettsville's behalf.

MEMORANDUM

To: City Council

From: Laurie Ringquist

Date: October 11, 2012

Re: Resolution 12-12: Interlocal Agreement between Monroe County and the Town of Ellettsville for Animal Shelter Operations in the Year 2013

Indiana Code § 36-1-7 empowers the City of Bloomington to contract with Monroe County and the Town of Ellettsville to provide services and facilities to the County for animal care and control in return for payment.

This resolution is to authorize the Mayor and Director of Animal Care & Control to execute an interlocal agreement with Monroe County and Ellettsville regarding Animal Shelter operations for 2013. The City provides services and use of the Animal Shelter facilities to the County and Ellettsville. In return, the County and Ellettsville pay to the City a portion of the Animal Shelter operating costs each year. The County and Ellettsville do not pay any costs associated with the volunteer program or the education program or the city animal control function. The amount to be paid is calculated based on the percentage of animals from Monroe County sources the previous year times the projected Animal Shelter operations budget. Monroe County then negotiates with Ellettsville to pay a portion of the total amount due to the City. The attached sheet shows the calculation for FY 2013 with a total of \$313,332 due to the City.

ANIMAL SHELTER INTERLOCAL AGREEMENT FOR FISCAL YEAR 2013

WHEREAS, the City of Bloomington Animal Care & Control Department operates the Animal Shelter for the care and control of animals; and,

WHEREAS, the City of Bloomington Animal Care & Control Department enforces licensing, animal care and animal control ordinances within the corporate boundaries of the municipality, including impoundment, adoptions and euthanizing of animals of the Animal Shelter; and,

WHEREAS, the Monroe County Animal Management Officers exercise similar functions within the County, but utilize the Animal Shelter premises and staff for impoundment, adoptions and euthanasia; and,

WHEREAS, the Monroe County Animal Management Officers exercise similar functions within the town limits of the Town of Ellettsville, but utilize the Animal Shelter premises and staff for impoundment, adoptions and euthanasia; and,

WHEREAS, the Town of Ellettsville finds it in the best interest of its citizens to contract with Monroe County for the animal management services and the City of Bloomington, Indiana for Animal Shelter use; and,

WHEREAS, due to budgeting timeline, the Town of Ellettsville's portion of this Interlocal's cost is the product of the 2012 City of Bloomington's Animal Shelter's operation budget and the percentage of 2011 sheltered animals originating from the Town of Ellettsville, rounding to the nearest percentage; and,

WHEREAS, in order to alleviate the financial burden based upon the Town of Ellettsville's budgeting timeline, the Monroe County portion is calculated using the 2013 Animal Shelter operations budget multiplied by the percentage of 2011 sheltered animals originating from Monroe County and the Town of Ellettsville less the Town of Ellettsville's contribution; and,

WHEREAS, Monroe County finds it in the best interest of its citizens to contract with the City of Bloomington, Indiana for Animal Shelter use and to provide the Town of Ellettsville animal management services; and,

WHEREAS, the City of Bloomington, Town of Ellettsville, and Monroe County are empowered pursuant to Indiana Code § 36-1-7 to contract together on the basis of mutual advantage to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of local government;

NOW, THEREFORE, in consideration of the mutual terms, covenants, and conditions herein agreed, the parties agree as follows:

1. The duration of the Agreement shall be for one (1) year, commencing January 1, 2013 and ending on December 31, 2013.
2. The City of Bloomington (“City”) agrees to provide the Town of Ellettsville (“Town”) and Monroe County (“County”) the following:
 - a. The impoundment, general animal care, adoption and euthanasia for the Town and County.
 - b. Use of supplies and equipment in the City Animal Shelter by the County Animal Management personnel;
 - c. Assistance to the Town and County in answering phone calls, dispatching service calls and explaining the Monroe County Animal Management Laws to callers; and
 - d. Accept and record payments for County license fees, and to remit these funds to the County monthly.
3. County shall administer and enforce Monroe County Animal Management Laws, including relevant kennel regulations, within the corporate limits of the Ellettsville.
4. The County agrees to pay the City the sum of \$293,590.47.
5. The Town agrees to pay the City the sum of \$19,741.53.
6. The level of cooperation recited in this Agreement is intended to exist for the purpose of efficient and effective delivery of governmental services to the citizens of the City, Town, and County; however, the parties recognize that modifications may be required, either to the Agreement itself, or to the practices and procedures that bring the recitals contained within this document to fruition.
7. The City, Town, and County departments affected by the terms of this Agreement will continue to communicate and cooperate together to assure that the purposes of this Agreement are achieved on behalf of and to the benefit of the citizens of the respective political subdivisions.
8. Payments shall be made semi-annually to the Controller of the City of Bloomington, upon the timely submission by the City of a claim. Such claims should be submitted to the Monroe County Board of Commissioners, Room 322, Courthouse, Bloomington, Indiana 47404 and the Town Council of Ellettsville, 211 N. Sale Street, Ellettsville, Indiana, 47429.

THE PARTIES, intending to be bound, have executed this *ANIMAL SHELTER INTERLOCAL AGREEMENT FOR FISCAL YEAR 2013* on this _____ day of _____, 2012.

TOWN OF ELLETTSVILLE, INDIANA

Scott Oldham, President
Ellettsville Town Council

DATE: _____

ATTEST:

SANDRA HASH, Clerk/Treasurer

DATE: _____

CITY OF BLOOMINGTON, INDIANA

Tim Mayer, President
City of Bloomington Common Council

Date: _____

ATTEST:

Regina Moore, City Clerk

DATE: _____

MARK KRUZAN, MAYOR

DATE: _____

LAURIE RINGQUIST, ANIMAL
CONTROL DIRECTOR

DATE: _____

MONROE COUNTY COMMISSIONERS

Mark Stoops, President

DATE: _____

Iris Kiesling, Vice President

DATE: _____

Patrick Stoffers, Member

DATE: _____

ATTEST:

Amy Gerstman, County Auditor

**CITY OF BLOOMINGTON/MONROE COUNTY
INTERLOCAL AGREEMENT FOR ANIMAL CONTROL
FY 2013 PROJECTED COSTS**

There are four components to the Animal Control Department budget:

- Animal Shelter Operations
- Animal Control Field Operations
- Education Program
- Volunteer Program

Monroe County pays the City of Bloomington a percentage of the **Animal Shelter Operations** program. The percentage is calculated as the percentage of animals Monroe County generated of the total number of animals handled the previous year.

ANIMAL SHELTER OPERATIONS PROGRAM PROJECTED 2013 BUDGET = \$652,775
(This includes requested budget increases and projected salary increases. Total is reduced by \$113,070 to reflect 2011 adoption revenues.)

2011 PERCENTAGE OF ANIMALS FROM MONROE COUNTY SOURCES

- Picked up by AMO's 338
- Strays brought in by county residents 797
- Animals relinquished by Monroe County residents 817

Total number of Monroe County Animals 1,952

Total number of animals handled by Shelter in 2011 4046

Percentage of animals from Monroe County sources 48%

ANIMAL SHELTER OPERATIONS PROGRAM BUDGET X 48% = 2013 INTERLOCAL AMOUNT

$$\$652,775 \times 48\% = \$313,332$$

2013 PROJECTED MONROE COUNTY ANIMAL SHELTER COSTS \$313,332

2011 BREAKDOWN OF INCOMING ANIMALS BY JURISDICTION AND SOURCE

Animals included in City of Bloomington Total

<u>Jurisdiction</u>	<u>ACO P/U</u>	<u>Surrender</u>	<u>Stray</u>	<u>Total</u>	
City	313	680	614	1607	40%
				0	
Owen County	0	107	91	198	
Greene County	0	54	29	83	
Lawrence County	0	31	10	41	
Brown County	0	3	4	7	
Morgan County	0	17	5	22	
Other Counties	0	95	41	136	
Subtotal Other Counties	0	307	180	487	12%

Animals included in Monroe County Total

<u>Jurisdiction</u>	<u>ACO P/U</u>	<u>Surrender</u>	<u>Stray</u>	<u>Total</u>	
Monroe County	320	760	744	1824	45%
Ellettsville	18	57	53	128	3%
Subtotal	338	817	797	1952	48%

TOTAL INCOMING ANIMALS 651 1804 1591 4046

ACO P/U - These are animals picked up in the field by city and county animal control officers.

Surrender - These are owned animals surrendered at the shelter.

Stray - These are stray animals brought to the shelter by citizens.