



**City of Bloomington
Common Council
Legislative Packet**

Wednesday, 01 August 2012

*Please consult the [Legislative Packet](#) issued in interest of the
18 July 2012 Common Council meeting for legislation and background material*

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**NOTICE AND AGENDA
BLOOMINGTON COMMON COUNCIL
REGULAR SESSION
7:30 P.M., WEDNESDAY, AUGUST 1, 2012
COUNCIL CHAMBERS
SHOWERS BUILDING, 401 N. MORTON ST.**

REGULAR SESSION

I. ROLL CALL

II. AGENDA SUMMATION

III. APPROVAL OF MINUTES FOR: February 15, 2012 (Regular Session)
May 16, 2012 (Regular Session)
June 27, 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. LEGISLATION FOR SECOND READING AND RESOLUTIONS

1. Resolution 12-10 To Adopt a Nepotism in Contracting Policy in Conformance with State Law

Committee recommendation: Do Pass 7 – 0 – 1

2. Resolution 12-11 To Adopt a Nepotism in Employment Policy in Conformance with State Law

Committee recommendation: Do Pass 7 – 0 – 1

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

Please note: Following adjournment of this meeting, the Common Council will recess until September 5, 2012.

* 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: 30 July - 4 August 2012

Monday, 30 July

5:00 pm Utilities Service Board, Utilities Board Room, 600 E. Miller Dr.
5:30 pm Bloomington Food Policy Council Quarterly Meeting, Council Chambers

Tuesday, 31 July

4:00 pm Bloomington Community Farmers' Market, Madison St. between 6th and 7th
5:30 pm Board of Public Works, Council Chambers
7:00 pm Arts Alliance of Greater Bloomington Quarterly Meeting, Council Chambers

Wednesday, 1 August

12:00 pm Bloomington Urban Enterprise Association, McCloskey
7:30 pm Common Council *Regular Session*, Council Chambers
*Please note that the Council will recess following the adjournment of this meeting.
Recess will end with the Council meeting on Wednesday, 05 September 2012.*

Thursday, 2 August

4:00 pm Bloomington Digital Underground Advisory Council, McCloskey
5:30 pm Commission on the Status of Women, McCloskey

Friday, 3 August

There are no meetings scheduled for this date.

Saturday, 4 August

8:00 am Bloomington Community Farmers' Market, Showers Common, 401 N. Morton

Posted and Distributed: Friday, 27 July 2012

In the Council Chambers of the Showers City Hall on Wednesday, February 15, 2012 at 7:30 pm with Council President Tim Mayer presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
February 15, 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

There were no minutes for approval at this meeting.

APPROVAL OF MINUTES

Darryl Neher encouraged people to get involved in the process of the Growth Policy Plan update, the switchyard planning and certified tech park planning sessions. He said he learned by talking to other elected officials at a recent IACT meeting that many city and town councils don't have the citizen participation in government that we have in Bloomington.

REPORTS:
COUNCILMEMBERS

Dorothy Granger announced that she and County Council member Julie Thomas were hosting their regular Residents' Breakfast at Rachel's Café at 7:30 am on Friday, February 17th. She noted the topic would be the community energy challenge. She said residents would learn about the solar panels that the county was installing on the North Showers building and a challenge that would involve some elementary schools in energy usage.

Chris Sturbaum noted that the only thing on the agenda was the item for First Reading, and explained how, even though it was on the agenda, it was really not being 'discussed' at this meeting. He noted that First Reading was actually an announcement rather than a first hearing. He further explained the process of Committee of the Whole and Final Action.

Marty Spechler noted that several council members had attended a meeting held by Deputy Mayor Maria Heslin regarding the prospective financial issues facing the city. He said that the rise of city expenditures of 5% per year and the rise of revenue of 3% per year was not sustainable. He said that he'd asked Heslin to put a pause on any major expenditure such as a piece of art that was to be installed near the Bloomington Entertainment and Arts District.

Steve Volan further elaborated on the council process for dealing with legislation by explaining when it was appropriate to have public comments, in a specific segment or during the deliberation of legislation.

He welcomed students from the Politics and Civic Engagement (PACE) Class. He noted for them that the Growth Policies Plan, the city's guiding document for land use and the Unified Development Ordinance, the city's zoning laws, were coming up for review soon. He noted that the method and process of discussion of the myriad of details of these two documents was as important as the documents themselves. He said the students should be following these issues.

Dave Rollo said that US Geological Survey Director Marcia McNutt gave two talks in Bloomington about earthquakes and Peak Oil. He said that Bloomington had spent a considerable amount of time and effort studying the phenomenon and arrived at a resolution that acknowledged the reality of Peak Oil. He said the task force explored adaptation and mitigation strategies in anticipation of peak petroleum production.

Rollo answered the question: "Is Peak Oil real?" He showed slides of production of oil in three oil fields and their decline in recent years. He showed an illustration of cumulative peaking of oil fields around the world to indicate a world peak. He said that new oil fields could be brought on line but not fast enough to make up for the depletion of the older fields. He noted that the US had reached Peak Oil in 1970, showed a chart that indicated most of the countries of the world except the OPEC nations had reached peak, and that the world now was relying on those eleven nations. He said that this phenomenon had been recognized by the academic community, but that McNutt's talk had been entitled "Whatever Happened to Peak Oil?" He noted his disagreement with her and noted her statement that 90% of oil produced is un-audited and that the production of OPEC is taken on faith. He questioned the reporting of oil reserves in the OPEC countries as an artifact created from a desire to increase quotas.

Rollo noted that the great hope in oil production was "fracking." He noted that this could not create the amount of oil the world needed for its billion barrels per eleven day consumption. He said he was presenting the information to help citizens understand that they should take this information from the federal government very skeptically, even if it was delivered by someone of this director's stature.

Tim Mayer welcomed the PACE students to the meeting. He noted that the city's Growth Policies Plan update process was entitled "Imagine Bloomington" and would consist of a series of community meetings held in the public school buildings. He encouraged citizens to participate.

Nate Nickel, Senior Long Range Planner in the Planning Department, gave an update on Imagine Bloomington. He said it had been ten years since the last update. He added that public involvement would be encouraged every step of the way through the multi-year process. He gave details of the upcoming meeting and workshops to maximize public input and encouraged citizens to visit the dedicated website for more information and more innovative features for public input.

MAYOR and CITY OFFICES

Melissa Britton, Latino Outreach Coordinator, spoke about the Citizenship Class which prepares residents for the naturalization exam and US citizenship. She said that 2011 was the first year for the class, and that it would be offered again in 2012 with three volunteer instructors. She recognized a group of new citizens and residents preparing to take the exam. Moises Lopez Sandoval spoke about what it meant for him to become a citizen of the United States. The council applauded his statement.

Christie Popp, an attorney with Indiana Legal Services, Director of the Immigrants and Language Rights Center, and member of the American Immigration Lawyers Association, said that the organization created the Citizenship Day program in Indianapolis. Popp said she approached Britton about the issues and created the local program as well as the Citizenship class.

Mayer asked that the council and meeting attendees join him in applauding those new citizens and those who were working on the process of becoming a citizen.

Mayer asked for public comment.

COUNCIL COMMITTEES
PUBLIC INPUT

Nicole Johnson, city resident, IU researcher, member of the Occupy Bloomington De-Carcerate Working Group, and a member of a new group entitled Bloomington Activist Network Development (BAND), talked about an action at the Indiana Department of Corrections

Headquarters to protest white supremacists who serve as prison guards. She said that there was a petition drive and letters to be written to the members of the IDOC to Internal Affairs at the Wabash Valley Correctional Facility and the IDOC Headquarters to open an investigation on this item.

Johnson said, in response to Spechler's statement above, that in reducing the budget, she would rather see the police budget cut than to see cuts in public art.

Chaim Julian, Chairman of Democracy for Monroe County, noted that there was a bill before the US House of Representative that would remove funding for alternative transportation, bicycle paths, public transportation. He said this was ill-advised and illogical. He encouraged the council to contact their Congressman Young to oppose the cuts.

Scott Wells asked the council to imagine the slanted roof portions of the Showers Building with solar panels. He said it was a reason to attend the Residents' Breakfast to learn about the county's efforts and grant award to put the panels on the roof. He said this would reduce the use of electricity and reduce acid rain from the use of coal to produce electricity. He said we needed to work together to change the county into a green one.

Doug Wissing said he was opposed to the West Third Street Neighborhood Traffic Safety Program Proposal that was being advocated for by a special interest group. He said that the proposal was not safe, civil or legal. He said that emergency service providers had indicated that the West Third Street speed bumps create risk to life and property. He said that the use of traffic devices to reduce traffic volume on streets is prohibited, and that traffic has increased on adjacent streets since the speed bumps have been put in place. He said the proponents of the proposal called themselves the Neighborhood and he said they spoke for the Residents, but in actuality they stifled objections to the proposal. He said the money could be used for more critical needs in the city. He added that the proposal was not legal because temporary testing devices were in place almost a year after the testing began, well after the period of testing ended. He asked that the devices be removed and that the council reject the proposal when they discussed it.

Kelly Thomas said she while she was facing the council, she actually was addressing everyone in the audience regarding social issues. She said there was a "General Assembly" in the atrium at 6:30 on Wednesdays and invited people to come. She noted that the city needed a Detox Center because she said the people with both addictions and the need for mental health care could not get combined services. She called for help in the fights against I-69, the coal plant on IU campus, and Right to Work problems. She called for people to rise up and work on these societal issues that affect vulnerable people.

Glen Carter referred to his email about financial support for a detoxification program in the city. He said addiction was a mental illness, often was a fatal illness and often one not treated because of its ugly nature. He said the victim was often blamed as their actions appeared to be willful rather than as a result of an illness. He wanted to know more about why the former center was no longer in existence and suggested that the council look into this matter.

There were appointments to boards or commissions at this meeting.

BOARD AND COMMISSION
APPOINTMENTS

There was no legislation for final action or second reading at this meeting.

LEGISLATION FOR SECOND READING

Ordinance 12-05 To Amend Title 8 of the Bloomington Municipal Code, Entitled "Historic Preservation and Protection" to Establish a Historic District - Re: 700 North Walnut Street (Bloomington Historic Preservation Commission, Petitioner)

LEGISLATION FOR FIRST READING
Ordinance 12-05

It was moved and seconded that the council have an Internal Work Session on Monday February 27th at noon in the McCloskey Room. The motion was approved by a voice vote.

COUNCIL SCHEDULE

It was moved and seconded that the council hold a Special Session on Wednesday February 29th at 5:30 in the McCloskey Room to hear and discuss proposals to keep city costs more in line with revenues. The motion was approved by a voice vote.

Evan Rocheford, an IU student, stated he agreed with Rollo in the matter of Peak Oil. He encouraged the council to work in a sustainable manner. He encouraged citizens to participate in the Growth Policies Plan.

PUBLIC INPUT

The meeting was adjourned at 8:40 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, May 16, 2012 at 7:30 pm with Council President Tim Mayer , presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
May 16, 2012

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

ROLL CALL

Council President Mayer gave the Agenda Summation

AGENDA SUMMATION

Minutes for April 18, 2012 were approved by a voice vote

APPROVAL OF MINUTES

Dave Rollo noted the completion of West Third Street and noted that the native trees lining the street were red maples and thanked the Public Works Department for the beautification project.

REPORTS:
COUNCILMEMBERS

Referring to Peak Oil, he said society was reaching certain biophysical limits. He said this was not just about energy, but about metals, topsoil, water, the ability of the atmosphere to absorb carbon, and about all organisms on the planet. He added that we have an economic system wedded to the idea of expansion, diametrically opposed to reality. He said we couldn't continue to expand the human footprint on a finite planet, but that fact was not acknowledged by conventional economics. He said this century was the time for us to understand sustainability on a deeper level, and that we needed to challenge basic assumptions to avoid failure of the limits of the planet.

He added he would add to this statement in his future comments.

Darryl Neher announced a presentation of Switchyard Park plans on May 17th. He invited people so see the plans that have evolved from citizen input.

Dorothy Granger announced a May 18th, 7:30 am Citizens' Breakfast that she co-hosts with County Council member Julie Thomas at Rachel's café. She said these were ongoing meetings that citizens were invited to so that they could speak to and hear from elected officials.

Chris Sturbaum commended the brave police officers for how they handled a particularly dangerous situation recently.

He reported on a New Urbanism conference that he recently attended and told of a classical architect named Krier who spoke about the right and wrong way to build cities. Sturbaum said that he learned that we live in a classical city, and was proud that we do.

Susan Sandberg reported that the Jack Hopkins Social Services Committee had met to hear presentations from agency directors. She noted that she chaired the committee and said that there were a number of good programs seeking funding. She thanked the agencies for their outstanding work in assisting underserved and needy people with services. She noted the scarcity of resources and the difficulty of decision making of the committee.

Tim Mayer said that there was a lot of construction going on in all parts of the city, and asked that motorists be patient. He noted how fortunate the city was to be able to make these improvements and thanked those working on the projects.

Mayor Mark Kruzan noted the recent passing of Bob Thrasher, a former Democratic Council member, and noted his recent book, worthy of attention by local citizens.

MAYOR and CITY OFFICES

He noted the day's festivities regarding the publishing of two books by local authors, Bob Capshew's biography of Herman B Wells and Carroll Krause's on Shower's Brothers Furniture Company.

Mayor Kruzan presented a proclamation for Bobby Chestnut on the occasion of his retirement from the Street Department. He worked for the city since March of 1975.

President Mayer recalled stories about Chestnut and his dedicated work with the street department.

Julie Ramey, Community Relations Manager in the Parks and Recreation Department and Becky Barrick-Higgins spoke about the Dog Park plans and online competition.

Volan announced the formation of a Special Committee on Street Design and Engineering Standards that would explore remedies for the Neighborhood Traffic Safety Program. He said the program's vague language and arduous procedures have created significant controversy. He said it would also explore a more explicit understanding of the state statute, "generally accepted engineering standards" and what this phrase means, how the standards are applied and how the public can review these standards. He asked that the committee meet on the second and fourth Wednesdays from 5:30 – 7 pm. He said the first meeting had not yet been scheduled and that Andy Ruff and Marty Spechler would join him on the committee.

Mayer asked for public comment.

George Brooks spoke about the wages of employees who work for tips and gave a history of the \$2.13/hr wage. He said it needs to be raised as now these tip wage employees do other things beside work for tips, and that employers do not hire workers for more than that because tip wage employees can work doing all kinds of things as part of their job. He asked for help in getting Indiana to raise the wage.

Kevin Bordner said his heart was broken when reading the newspaper. He did not like what he called the final solution to the urban deer 'problem' in the city. He said we should consider ourselves blessed to have these wide-eyed sentient beings visit our city.

Megan Wichlacz said she would be setting up a stand for Lemonade Day, a program that helped children understand business. Megan said she wanted to raise \$600 so that she could give \$200 to Riley Hospital, put \$200 in her college fund so that she could study to be a nurse, and then have \$200 to spend. She asked citizens to come to the lemonade stands around the city that day.

Tamby Miller said that she had been mentoring Megan Wichlacz for Lemonade Day and said that she has enjoyed teaching entrepreneurship in this program. She said the Boys and Girls Club helped to coordinate workshops and the events surrounding the day.

Greg Alexander spoke of connectivity and urban and suburban travel patterns. He talked about taking three times as many miles to travel to destinations without a complete street grid, and said that when distances are not connected well, people would not walk to their destinations.

Glen Carter asked the council to exercise oversight over the executive branch of city government. He said he said he was outraged by the police response to a land use rule that was violated by a group of people erecting a tent on city property. He said 40 police from 4 agencies showed up with arms and crowd control devices to tell 20 protestors that they were breaking the law. He noted there was no threat to public safety.

Kelly Thomas spoke about the same issues as Carter but wanted to speak to citizens about the issues and police action. She read a flyer that described the events of the day and other arrests at demonstrations. She called them a network of social struggles in Bloomington.

Mayor and City Office Reports (*cont'd*)

COUNCIL COMMITTEES

PUBLIC INPUT

PUBLIC INPUT (cont'd)

Ryan Conway talked about the choice of police using hard or soft methods as strategy. He criticized the BPD tactics and strategy, and called for support for those who face charges from oppression of this type.

Aaron Pollitt said he was a protestor, that this was an epic time in sustainability and justice on earth, and that people had better do something about these issues. He said elected officials needed to address the mass loss of species and income disparity. He said pepper ball guns should not be used against such protests.

There were no appointments at this meeting.

BOARD AND COMMISSION APPOINTMENTS

There was no legislation for second reading at this meeting.

LEGISLATION FOR SECOND READING

Ordinance 12-11 To Amend the Planned Unit Development (PUD) District Ordinance and Preliminary Plan for Lot 205 of Renwick Phase III, Section I Within the Renwick PUD – Re: 1522 S. Piazza Drive (Renwick Village Center, Petitioner)

LEGISLATION FOR FIRST READING
Ordinance 12-11

Ordinance 12-12 To Amend Title 14 of the Bloomington Municipal Code Entitled “Peace and Safety” Re: Amending Section 14.36.090 (Intoxicating Beverages – Consumption in Public) to Authorize Sale of Beer at Cascades Golf Course

Ordinance 12-12

There was no discussion of changes in the council schedule.

COUNCIL SCHEDULE

CW Poole, long time citizen of Bloomington, said he was glad for the diversity of the city and for the opportunity for people to protest, and mentioned anti-war marches in the 60s and cardboard cities in Dunn Meadow to protest the homeless situation. He said that the level of intimidation from police for these actions had drastically changed and has become intolerable. He said that police greeting people by their Facebook assumed name was an indication of more intimidation. He asked the public, mayor and council why.

PUBLIC INPUT

Marc Haggerty said that in the last three years there had been five shootings of impaired individuals by police even with the crisis intervention program. He said our program differs from other programs. He also noted that he had received a letter of condemnation of his land for the I-69 highway. He said that the price of \$2100 per acre was not reached by an impartial appraiser, but INDOT. He said he has asked for a jury trial, and hoped that others would, too.

The meeting was adjourned at 8:32 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, June 27, 2012 at 7:30 pm with Council Vice President Sandberg presiding over a Special Session of the Common Council.

COMMON COUNCIL
SPECIAL SESSION
June 27, 2012

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

ROLL CALL

Council Vice President Sandberg gave the Agenda Summation

AGENDA SUMMATION

Danise Alano-Martin, Director of Economic and Sustainability for the City of Bloomington, presented the annual review and report of the Tax Abatement Program. She reviewed the criteria, process, and history of the program giving aggregate numbers for total investment and economic impact.

REPORTS:

- Annual Tax Abatement Report

Adam Wason, Assistant Director of the department reviewed the abatements project by project, giving their status and a preliminary finding of compliance with the original Statement of Benefits. Wason outlined the abatements that expired in 2011; he reported on two properties that did not file CF-1 forms – Habitat for Humanity on N. Hay Street (3 properties) and Woolery Ventures, LLC on Tapp Road. Wason noted that the Habitat abatements may be expired at this time. Wason outlined the Woolery project and said that there had been no work on the project. He reminded that the council had decided not to rescind the abatement and would continue to have the ED&SC staff work with the owner for development. He said the EDC and staff requested that the property owner agree to amend the original Statement of Benefits. The petitioner was requested to provide a new Statement of Benefits, with new details on project readiness through current construction or design contracts, current financing agreements, current budgets with sources and uses of funds. Also requested was an overall Statement of Financial Position of Woolery Ventures, LLC that would include the financial history over the last three years, financial projections with profit/loss statements, balance sheets, capital expenditure estimates with explanations. Wason said that they've worked closely with the owner and company and felt they could come forward with a new request.

Neher asked that Wason state that the petitioner had not realized average economic benefit on this project yet. He also asked that for clarification when the abatement would actually start. Alano-Martin said that the clock would start when new assessed value had been created. She said that there was nothing to abate because there had been no activity on the property with regards to this project. She said that there had been discussion at the Economic Development Commission level on having a time limit on the Economic Revitalization Area designation which would cut off a tax abatement after a certain time.

Spechler asked if the property owner was currently paying taxes on the assessed value of the property. Alano-Martin said he was. Spechler then said that there was no reason to worry if he was adding assessed value to the property. Spechler said that, in his campaign for council, he had declared he would not vote for abatements for residential properties, but was glad to vote for abatements which would create better jobs. He said he was happy to hear that there had been no residential abatements since 2006, but thought that he should modify his campaign statement because he believed that Habitat and affordable housing efforts were exceptions to this rule. He said that EDC discussions, when he served on the EDC many years ago, did not include a substantial examination of the question of whether the projects would have gone forth without the tax abatement. He said it was a crucial matter as tax benefits were given to

the petitioner, but all other tax payers would be paying more. He asked why the city had not given a tax abatement since 2006 since it was beneficial in creating jobs.

Alano-Martin said the State of Indiana had created new tools for investments including the Enterprise Zone Investment Deduction, a tax abatement available within the Enterprise Zone. She said this was a 100% tax abatement every year for 10 years, and was sometimes automatic with the proper documentation and filings. She said that a "participation fee" (comprised of a portion of a company's tax saving) was paid to the EZ Board, and that was often invested in the Enterprise Zone. She added that the State of Indiana also gained a portion of the savings of these after-the-fact abatements. She said the automatic three year deduction program had ended in 2010.

Spechler asked if Alano-Martin would agree that the city was being outbid by the State in property tax relief. She said that there were a number of tools, and that some fit certain projects better than others.

Spechler asked if it were true that no tax abatement applications had come before the Economic Development Commission in the last six years. She said there had been no applications made, but the department had discussed options with investors.

Volan asked why The Kirkwood assessed value was 40% of what it was when it was built. Alano-Martin said that there were complexities of valuation that might account for that number. She explained that the investment number on the application was used for this report rather than the current assessment value. She said that perhaps re-assessment processes could have changed that number. Volan stated that he would like clarification on the building's current valuation of six million dollars.

Ruff asked about the filings of CF-1s regarding the Habitat for Humanity projects. Alano-Martin said the property owner was responsible for submitting the forms, and that Habitat worked with the city in getting the forms filed. She said that the original applicant for the abatements was Habitat, but that the abatement stayed with the property, not the organization. He suggested that this be noted in future reports.

Spechler asked what the benefit was to the city in approving The Kirkwood abatement, specifically questioning student rentals in the building. Alano-Martin said that 31% of the property was occupied by graduate students, with the rest being retirees, professionals, service and clerical workers.

Spechler said it sounded to him like an ordinary apartment house and asked again about the benefit to the community in granting this tax abatement. Alano-Martin said at the approval it was not an ordinary project as the city was working to attract residents to the downtown and diversify downtown residences. She said that the former abatement for the Madison Park Condominium Development was also abated in the same economic development strategy. She said that strategies change and are updated. She added that in 2010 the guidelines were changed to target affordable housing rather than residential abatements.

Sandberg asked about the Evergreen Village tax abatement which was in its third of five years. Housing and Neighborhood Development Director Lisa Abbott, addressed the issue of passing the tax abatement on to future owners of these homes, and said her staff did not anticipate any turnover because the abatement would be going away in two years. She said because of the 30-year affordability covenant, any house sold would have to be to someone who met the income and other requirements. Sandberg asked about the 12th property in this

development which was not sold, and Abbott said it was a matter of housing market problems in general. She said that it was difficult for those qualified for the project to obtain financing, unlike the mortgages for Habitat which were held in-house.

There were no public comments on the Tax Abatement Report.

Sturbaum encouraged the EDC and the Mayor's office to work positively with the Woolery project. He said the Madison Park Apartments and Bicycle Apartments, both of which received a tax abatement, were in his district. He said he liked the perspective that changes and adaptation in economic development were needed, especially in future projects. He thanked Alano-Martin for her report.

Neher noted that he had commented in the EDC meeting about the realized savings for the property owner over the life of the abatement. He asked for this measure to provide insight for the public to see the return on public investment. He said this would give a tangible interpretation for the public.

Ruff said while he supported partnerships with the private sector to improve the economy, it had always bothered him that when investments worked out well, it was attributed to entrepreneurial and private sector success. He added that when it did not work out, the finding would be that the failure was beyond the control of the owner or the market went bad. He said that this was not a simple, clean judgment and that that fact should be kept in mind.

Volan said Stockton, California had declared bankruptcy partly because they had awarded tax abatements for chasing the housing bubble and to rejuvenate their downtown. He said that Bloomington didn't gamble on bubbles and that the tax abatements here were scrutinized well.

Spechler reviewed the earlier discussion of "automatic and unsupervised" tax abatements given through state law. He asked again about the city's lack of control over whether it loses tax revenue from things that are in the Urban Enterprise Zone by these tax abatements. Alano-Martin said that while there were procedural things that the owners needed to comply with, they did not need to come before the council for the abatement. She said that the board of the Enterprise Zone was kept apprised, the county Auditor kept records, but there was no approval process through the city. Spechler expressed his dismay at this situation.

It was moved and seconded that the council accept the Tax Abatement Report. The motion was approved by roll call vote of Ayes: 7, Nays: 0.

It was moved and seconded that Ordinance 12-06 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, stating that there was no committee recommendation on this item.

It was moved and seconded that Ordinance 12-06 be adopted.

Lisa Abbott, Director of the Housing and Neighborhood Development Department introduced Nikki Vaught, Administrative Director of the Bloomington Housing Authority who spoke about the council waiving their Payment in Lieu of Taxes this year. She noted their service covered 310 units for low income families, the administration of 1300 Section 8 vouchers, and 60 VASH (Veterans Affairs Supportive Housing) vouchers for homeless veterans. She noted 3300-3500 people benefited from these services.

LEGISLATION FOR SECOND
READING
Resolution 12-06 Waiving Current
Payments in Lieu of Taxes by the
Bloomington Housing Authority to the
City

Spechler asked how the Housing Authority was funded besides the unit rental fees. Vaught said the funding from the US Department of Housing and Urban Development (HUD) was about \$700,000 with about \$257,600 coming from unit rents. Spechler asked about the reduction in the HUD subsidy and asked if it had forced BHA to raise the rent on the units. Vaught said the rent was 30% of the tenants' income. Spechler speculated this would reduce the BHA's ability to renovate older units and asked her about the possibility of adding units. Vaught said BHA was regulated and restricted by HUD as to what they could do.

Sturbaum asked about the VASH vouchers. Vaught said it was an initiative of the Veterans Administration and HUD for veterans who are undergoing screening and case management through the Veterans Affairs Medical Center (VMAC). She said the need existed for more of these vouchers. Sturbaum asked about the number of Section 8 vouchers. Vaught said they would remain the same.

Sandberg asked if the BHA recruited property owners to accept Section 8 vouchers. Vaught said HAND helped by holding an annual Landlord Seminar to promote and explain the program. Sandberg asked Vaught to use the podium to make a pitch for new landlords and to dispel myths about Section 8 housing.

Spechler said he would like to know more about the voucher system. He asked if the renter would have to pay rent in addition to the voucher. Vaught explained how the system worked. Spechler asked about evictions in section 8 housing, Vaught said it happened no more or less than in the retail rental market.

Ordinance 12-06 received a roll call vote of Ayes: 7, Nays: 0.

It was moved and seconded that Ordinance 12-07 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, stating that there was no committee recommendation on this item.

It was moved and seconded that Ordinance 12-07 be adopted.

Patty Mulvihill, Assistant City Attorney working with the Police Department, explained the grant. She explained that US Department of Justice awards are administered by states through their Department of Homeland Security. She said the Monroe County Sheriff's Department and the City of Bloomington Police Department were sharing the grant of \$34,000. This would be done through an Interlocal Cooperation Agreement with the county. She said the Sheriff's department would be purchasing three in-car cameras, and the city would be purchasing two kiosks for reports, submitting requests, complaints, applying for permits, and more. She said that would be available 24 hours a day at the Police Department and also during the hours that City Hall is open. She also noted that there would be a secure server for access to the Law Enforcement National Data Exchange.

Spechler asked if there would be additional persons needed to staff the kiosks. Mulvihill said they would not need additional staff. She noted that the lobby of the police department is not staffed 24 hours a day, but could be accessed during that time.

Spechler asked who made the decisions as to how the money would be spent. Mulvihill said there was a different set of criteria each year that narrowed the guidelines for purchases. She said capital improvements

Resolution 12-07 To Approve an Interlocal Cooperation Agreement Between the City of Bloomington and Monroe County, Indiana in Regards to 2012 Edward Byrne Memorial Justice Assistance Grant (JAG)

were within the usual guidelines. She said that the state decided what amount would go to each county.

Ordinance 12-07 received a roll call vote of Ayes: 7, Nays: 0.

Ordinance 12-15 To Reauthorize the Cumulative Capital Development Fund

LEGISLATION FOR FIRST
READING
Ordinance 12-15

It was determined that there were enough council members to conduct the Internal Work Session on Monday, July 2 at noon.

COUNCIL SCHEDULE

The meeting was adjourned at 9:12 pm.

ADJOURNMENT

APPROVE:

ATTEST:

Timothy Mayer, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington

for approval