



## MEMO FROM COUNCIL OFFICE:

**To:** Members of the Common Council

**From:** Stephen Lucas, Council Administrator/Attorney

**Date:** October 13, 2023

**Re:** Ordinance 23-23 - To Amend Title 15 of the Bloomington Municipal Code Entitled "Vehicles and Traffic" - Re: Amending Section 15.12.010 (Stop Intersections) to Remove Stop Intersections from Schedule A and Add Multi-Stop Intersections to Schedule B

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### Synopsis

This ordinance amends Title 15, "Vehicles and Traffic," of the Bloomington Municipal Code and comes forth at the request of City staff, the Traffic Commission, and Bicycle & Pedestrian Safety Commission. The ordinance makes the following change:

- Replaces stop intersections with multi-stop intersections along Seventh Street at Dunn Street, Lincoln Street, Morton Street, and Washington Street.

*Note: At the October 4, 2023 Regular Session, the Council adopted Amendment 01 to add three additional intersections along Seventh Street at Lincoln Street, Morton Street, and Washington Street to the list of intersections to be converted to all-way stop intersections.*

### Relevant Materials

- Ordinance 23-23 (as amended and adopted by Council on October 4, 2023)
- Veto message from Mayor Hamilton dated October 13, 2023
- Memo from Andrew Cibor, City Engineer
- Staff Report to Traffic Commission and Bicycle & Pedestrian Safety Commission re: 7-Line Project Update and All-Way Stop Control Installation
- 180-Day Order # 23-01 dated April 10, 2023 and extended October 5, 2023
- Minutes from March 20, 2023 Bicycle & Pedestrian Safety Commission meeting
- Minutes from March 22, 2023 Traffic Commission meeting

### Update after Mayoral Veto

This item was considered and adopted as amended by the Common Council at the October 4, 2023 Regular Session by a vote of Ayes: 5, Nays: 4, Abstentions: 0. The ordinance was presented to the Mayor for signature by the Clerk's Office on October 6, 2023. On October 13, 2023, the Mayor returned Ordinance 23-23 unsigned along with a statement of reasons for his veto (included herein). Indiana Code [36-4-6-16](#) and Bloomington Municipal Code [2.04.350](#) govern the actions the Council should take if it wishes to pass the ordinance over the Mayor's veto.



These provisions require the Council to pass the resolution by a 2/3's majority vote at its first Regular or Special Session following the Mayor's normal 10-day period for signing legislation if it intends for the ordinance to go into effect. Neither a motion to amend nor a motion to postpone would be in order. Failure to attain a 2/3's majority on a Motion to Adopt the resolution would result in the ordinance being defeated by veto.

The procedure for considering the ordinance should follow the usual course. With introduction, the Clerk typically reads the legislation by title and synopsis only. If it wishes, the Council may also ask the Clerk to read the Veto Statement and then the Council should entertain a Motion to Adopt Ordinance 23-23 over the Mayor's veto. The phrasing of the motion is not critical, but the passage by a 2/3's majority is. Any further presentation, questions and answers, public comment, and return of the matter to the Council need be handled no different than any other item of legislation. A vote, if successful, will need to be certified by the President and attested by the City Clerk.