



**City of Bloomington
Office of the City Clerk**

CLERK'S CERTIFICATE

STATE OF INDIANA)
) SS:
COUNTY OF MONROE)

I, Nicole Bolden, being the duly elected, qualified and current Clerk of the City of Bloomington, Monroe County, Indiana, hereby do certify that I am the custodian of the records of the Bloomington City Council and the City of Bloomington, and that the attached copy of the minutes for the April 16, 2008 meeting of the Bloomington City Council is a full, true, and complete copy of drafts of the minutes of that meeting and which is kept in this office in the normal course of business.

I affirm under the penalties for perjury that the foregoing representations are true.

IN WITNESS WHEREOF, I hereunto set my signature as Clerk of the City of Bloomington on the date set forth below.

Nicole Bolden
City Clerk
City of Bloomington, Indiana

Date: _____

The attached copy of the minutes for the April 16, 2008 meeting of the Bloomington Common Council of the City of Bloomington, Indiana as presented by the City Clerk was approved on the _____ day of _____, 2024.

Isabel Piedmont-Smith
President, Common Council
City of Bloomington, Indiana

In the Council Chambers of the Showers City Hall on Wednesday, April 16, 2008 at 7:30 pm with Council President Susan Sandberg presiding over a Regular Session of the Common Council.

COMMON COUNCIL
REGULAR SESSION
APRIL 16, 2008

Roll Call: Mayer, Piedmont, Rollo, Ruff, Sandberg, Satterfield, Sturbaum, Volan, Wisler

ROLL CALL

Council President Sandberg gave the Agenda Summation

AGENDA SUMMATION 7:30pm

There were no minutes approved at this meeting.

APPROVAL OF MINUTES

REPORTS: 7:32pm

Councilmember Tim Mayer welcomed spring to Bloomington and thought everyone should go on a hike.

COUNCILMEMBERS

Councilmember Mike Satterfield thanked the police department.

Councilmember Chris Sturbaum discussed how everyone needed to be considerate towards others.

Councilmember Steve Volan gave a report on his trip to Austin, Texas for Urbanism with Councilmember Wisler.

Sandberg discussed Hoosier Hills Food Bank and thought anything would assist their food bank.

Vickie Probine with Housing and Neighborhood Development gave a report on the 8th annual Blooming Neighborhood Award Celebration. She thanked everyone for their support.

MAYOR and CITY OFFICES

Mick Renneisen said the City received a successful bid for the first portion of the B-line trail. He said it was with Tri-county builders. He gave a brief schedule of the construction.

Denise Alano updated everyone on the B-line trail. She said there had been a great response so far.

Lisa Abbett from Housing and Neighborhood Development gave background on how to buy a house and how to make those decisions appropriately. She said they would be offering another session of the home buyers' club. She said it was fourteen hours.

Rick Dietz, the director of ITS, provided the Council with a brief demonstration of some of their new services.

Volan asked if this new website design was built entirely in house.

Dietz said they had incredibly capable staff and there were no outside sources.

Wisler thanked the director for his hard work and asked how the public could report if they found a problem or bug.

Dietz said they had a form on the website in the contact us area.

Satterfield stated it was a huge undertaking.

Mayor Mark Krusan offered condolences to Marilyn for her husband's death. He discussed his opposition to I-69 and that he did not like that someone taking photos of the construction was detained by the police. He talked about how many more people were on the website.

Susan Maryman read a letter of thanks from their clients to the City Council and Mayor Kruzan. They thanked them for the grant they gave them and thanked the City for recognizing that people with memory loss could still be great contributors to the City.

PUBLIC COMMENT

Saunders Tokarski, the artist in residence for the partners program, said most of the people that came were not artists. She said they included people in a wide range of activities and she discussed the activities they did.

Lindsey Smith, the Cub Master for Pack 160, said the Webelos were trying to attain their citizenship patch. He said one of the requirements was to go to a City Council meeting.

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

BOARD AND COMMISSION APPOINTMENTS

LEGISLATION FOR SECOND READING

It was moved and seconded that Ordinance 08-04 be introduced and read by title and synopsis. Clerk Moore read the legislation and synopsis, giving the Committee Do-Pass Recommendation of 6-0-3. It was moved and seconded that Ordinance 08-04 be adopted.

Ordinance 08-04 To Amend Title 8 of the Bloomington Municipal Code, Entitled "Historic Preservation and Protection" to Establish a Historic District – Re: Prospect Hill Conservation District (Bloomington Historic Preservation Commission, Petitioner)

Nancy Easton from the Historic Preservation Commission presented the legislation. She showed the registered districts and what they wanted to propose.

Council Questions:

Piedmont asked if the Director, Tom Cox, was at one of the public meetings and if he expressed reservation.

Easton said he had been to several meetings. She said he was hesitant at their private meetings because of the value of his property.

Volan asked if the Fell Building was so significant why it had not been designated already.

Easton said there was no perceived threat and the owner wanted to eventually restore the building.

Volan asked if the purpose of the district was to keep owners from feeling threatened. He asked why some areas were not included.

Easton said the Fell Building was in the National Registry District and the Army Navy store was non-contributing and right in the middle and the Frosted Foods store was already designated.

Volan asked what the harm was in including that building and asked if it was redundant to include the Prospect Hill area.

Easton said those homes had lots of details and were ornate. She said it was a higher standard than the Conservation District.

He asked if the Fell Building would be locally designated.

Easton said she did not know if it would be locally designated but she felt confident it would be restored and reused.

Satterfield said he did not understand how the process started. He asked if it started when they felt a threat was approaching.

Easton said the plan had about six months of work on it. She believed they did perceive a threat, like more buildings that would not be compatible with the existing houses.

Satterfield did not see the logic in not including the Batman house. He asked why they did not extend it to that area.

Easton said it would be inappropriate for a building that had those details, so it should have full review.

Satterfield asked if it had historic designation.

Easton said it was in a National Registered District.

Satterfield said the line seemed arbitrary and he wondered why it was not the whole area. He wondered if they wanted to keep the buildings in that area the same why they did not just include it.

Sturbaum explained the different districts and how they were reviewed.

Satterfield asked what the harm would be to include it.

Sturbaum said anything in the conservation district, no longer goes through delay of demolition. It would give up a certain protection.

Rollo asked if there was anything contradictory in the plan.

Easton said she did not see a conflict but she said they should discuss the process more.

Rollo thought there was some conflicting interface, but he did see the preservation of the structures happening.

Wisler asked about the district guidelines in the UDO and he said the more restrictive rules would apply but he asked if that was not the case for these designations.

Easton said they adopted guidelines appropriate for the area and they came up with standards.

Wisler asked if the less restrictive standards would trump the more restrictive standards. He said he was hearing it had to be one or the other.

Sturbaum said in this case it was an either-or situation. He said you choose one or the other.

Wisler asked if the individual structures could be designated.

Sturbaum said if someone in the district wanted to designate their house they could come forward and designate it.

Easton said if Title 8 applied, then they could not have demolition delay as well. She said they did fight for it.

Abbett said the in delay of demolition, they would review any partial demolition, but in a conservation district it would be taking the whole structure out.

Wisler asked why they did not include the bank structure.

Easton said they would have to leap across the street and get a non-contributing building. She said on that block face the Batman house was the only important building and that was why they left that area out.

Wisler asked if she could elaborate on the process of the draft guidelines and how they responded.

Easton said the guidelines were usually adopted after a district was created. She said the guidelines did not go through council for approval. She said a process for amending those guidelines was developed through the neighborhood.

Wisler asked if there was any reason why they were not adopted until after.

Easton said it would be premature.

Wisler asked why they could not have the guidelines in place prior.

Easton said because there would not be a district but they very nearly did have the guidelines.

Sturbaum explained the process of adoption and the guidelines.

Sandberg asked if the intent was to slow change but not preclude commercial adaptive reuse that would be acceptable to the commission.

Easton said the title did not apply to use at all.

Piedmont asked if the Fell Building and the Batman Building were not proposed in the conservation district because if a change was proposed, they would hope they would have local historic designation instead because it was stronger.

Easton said yes.

Piedmont asked if the houses included in the conservation district

would have to get a certificate of appropriateness for full demolition.

Easton said yes.

Piedmont asked if there was some level of review before demolition.

Easton said yes.

Carol Krows, the chair of the Historic Preservation, thanked the Prospect Hill Neighborhood for their work. She urged the Council to pass the ordinance as is.

Public Comment:

Barry Brown of the advisory board for the Historic Commission echoed Carol's comments. He hoped the Council would approve the ordinance.

Laurel Cornell of Prospect Hill was not in favor of the historic district but was in favor of the conservation district.

Elizabeth Cox Hash from McDowell Gardens hoped they would vote in favor of the ordinance.

Matt Prest felt that the neighborhood conservation district made the process of adding on an addition smoother. He hoped the Council would vote in favor of the ordinance.

Jane Sorby, Vice President of Bloomington Restoration Inc., encouraged them to keep that fabric of that street.

Paul Fratiany supported the conservation of the district but noted that several years ago he was contacted by a real estate agent to buy his house and the others to put up an apartment complex. He thought it was important to preserve the area.

Sandy Clothier urged the Council's approval of the ordinance.

Caroline Clay was in support of the ordinance.

Cynthia Bretheim of Prospect Hill supported the ordinance.

Keith Clay corrected that the property he owned was .07 acres not .7 acres. He discussed his thoughts on the conservation district.

Mark Cornett discussed artists and development.

Patrick Murray encouraged the Council to vote for the Conservation District.

Piedmont thanked everyone who came and stated their opinion. She favored the proposal. She thought the houses on 4th street were valuable structures.

Council Comment:

Rollo stated he would be supporting the Conversation District.

Wisler said he loved the neighborhood and the mixed use. He did not think they should use the force of law to be used to mandate anyone's personal preference. He said he was not suggesting anyone in the room would do that. He would be voting no.

Ruff said that this could limit what people could do with valuable properties. He said these properties make Bloomington valuable. He said Piedmont's comments were very consistent with his and he would be voting yes.

Satterfield thought the district would be a good asset for the neighborhood.

Volan discussed retail in the downtown area and new businesses and new construction. He said the houses in the proposed district provide commercial and residential space at an affordable rate. He said he would support the district.

Mayer thought this made a lot of sense for the community and would be supporting the district.

Rollo added that he lived in the house by the Bell Building.

Sandberg said this ordinance had her at hello. She would be supporting the ordinance.

Sturbaum thanked everyone for coming. He said there were certain actions that were very critical for the town and this was one of them and it had been a long time coming. He would be supporting the ordinance.

Ordinance 08-04 received a roll call vote of Ayes: 8, Nays: 1 (Wisler).

It was moved and seconded that the following legislation be introduced and read by title and synopsis only. Clerk Moore read the legislation by title and synopsis.

LEGISLATION FOR FIRST READING

Ordinance 08-05 To Amend Title 2 of the Bloomington Municipal Code Entitled "Administration and Personnel" – Re: Repealing and Deleting section 2.12.040, Entitled "Tree Commission", and Adding Section 2.20.150, Entitled "Tree Commission"

Ordinance 08-05

Ordinance 08-06 To Amend Title 12 of the Bloomington Municipal Code Entitled "Streets, Sidewalks, and Storm Sewers – Re: Repealing Chapter 24 Entitled "Trees", and Replacing it with Chapter 24 Entitled "Trees and Flora"

Ordinance 08-06

Michelle Cole asked about trees and vegetation being included into the streets. She was worried less money would go to that. The meeting was adjourned at 10:30 pm.

Public Comment:
ADJOURNMENT

APPROVE:

ATTEST:

Susan Sandberg, PRESIDENT
Bloomington Common Council

Regina Moore, CLERK
City of Bloomington