

In the Municipal City Building, held on Thursday, February 5, 1976, with Councilpresident Blume presiding.

REGULAR SESSION
COMMON COUNCIL

Present: Councilmembers Blume, Kinzer, Middleton, Olcott, Richardson, Towell, Young. There were about 30 others present, including members of the press.

ROLL CALL

Absent: Councilmembers Morrison and De St. Croix.

Councilpresident Blume gave the agenda summation, starting with First Readings, Appropriation Ordinance 76-2, Federal Revenue Sharing and Cumulative Capital; Appropriation Ordinance 76-3, Adjustment of 1976 City Budget; Appropriation Ordinance 76-4, Adjustment of 1976 Utility Budget; Ordinance 76-6, Salary Ordinance for the Transportation Department; Ordinance 76-7, Traffic Amendments; Ordinance 76-8, Ordinance 76-9, Ordinance 76-10, Ordinance 76-11, all Annexations of Spicewood Additions. For Second Reading, Ordinance 76-1, Legislative Synopsis; Ordinance 76-2, Zoning regarding Huntington Park; Ordinance 76-3, Zoning regarding Seminary Square Historic Designation; Ordinance 76-4, Zoning regarding Farmer House Historic Designation; Ordinance 76-5, Zoning regarding Lindley House Historic Designation; Resolution 76-4, PUD for NW corner of Sare and Rogers Road; Resolution 76-5, PUD for corner of Fourth and Dunn Streets; Resolution 76-6, Adjustment of Utilities Franchise Fees. Also the minutes of August 25, 1975 and November 6, 1975.

AGENDA SUMMATION

Mayor Frank McCloskey: Before I get underway with the State of the City Address, I would like to acknowledge the presence of a rather distinguished visitor, Larry Owens, our City Attorney of the last four years. I hope he is doing very well in West Virginia. These basically are observations I'm going to be making, notes, philosophies, or whatever you want to call it, I may not want to dignify it with the title of Address as such, it is a product of several hours of work. I must admit a certain amount of sympathy watching the chief executives on TV groaning and moaning their way through their prepared text. With that in mind, I would like to say that as I was adjourning to the Human Resources building to sort of hide away this afternoon to do some thinking on this talk, I heard the opportunities and plight of another city administration elsewhere in the country. It was a place called Hamburg, Iowa. It is sort of a good news, bad news type of thing even though it was not quite put in those terms. In this time of confusion, animosity and conflict about administrations and bureaucracies and what-not, the good news was that in that town, they totally eliminated the red tape and the bureaucracy, the bad news was that there wasn't any city government any more. They ran out of money, the Mayor came in and said it was all over, all departments are disbanded. Being one to realize that no individual or administration is absolutely perfect, I would like to say that relatively speaking, we are in very good shape. We still have money, our accounts are still drawing interest. Pat Gross is at work in her first full week as City Controller. When I look at the changing dynamics in the City administration, particularly since the first of the year with several new department heads doing their thing now and various new city staffers, I can honestly say that I have never been more optimistic or happy governmentally. I am really impressed by the efforts of numerous

MESSAGES FROM
THE MAYOR

people in the city administration. It is not true that they are not working. Several of them, and I'm not going to go into names, are literally working day and night on numerous things. More and more the idea of clock punching or getting out of here at five or not coming in during the evening is going by the boards. I am really proud of that and overall, that is inspiring me. I am supposed to officially say something about city finances. I think they are better said in the Controller's section of the Annual Report, which I believe Councilmembers have received. I would like to thank the various department heads for preparing their reports, and particularly thank Bill Wilson and the Parks Department for their work in collating and also Marsha downstairs in Planning for that snazzy work on the cover. I have heard the reason for the mirror effect on the cover is supposed to be a reflection of things. That was her work, and I commend her and thank her for that. I would say that the general financial condition of the city, considering galloping inflation and rampant recession, the problems of pricing, personnel costs, frozen tax rates and so on, overall we are in a very good position in maintaining fiscal stability in these unusual and precarious times. The Council knows that this year's tax rate is \$3.44. That is three cents less than the previous one. When you consider inflation, eight or ten new police and fire personnel, some new city services and the fact that the police and fire pension increase alone amounted to twelve cents on the city tax rate, I think that is truly an amazing accomplishment. I would particularly like to thank Martha Sims for all the work she did in that area, particularly in the investment of city funds, which has amounted to some \$700,000 interest over the last several years. Our federal funding record is good, the Community Development Program going in for its second annual application very soon with your help and continued cooperation, it will be passed by February 20. It involves a little more than a million dollars yearly and I think the Workable Program Committee, Pat Patterson and myself have worked out a very good package in that area. It has been reported to the Planning/Community Development committee of the Council. I am sure the entire Council will be getting into it heavily over the next few weeks. Obviously, the main thing on many people's minds in Bloomington and all over the country is the simple fact of the economy, the question of jobs, the question of prices and funding. It is very hard to have community stability, to ask people to be good citizens and participate if they don't have food and clothing and housing. The city administration obviously has a significant, if not the major role to play in alleviating these conditions. We do know that much of this is a matter of national policies and national inflation and recession. I think it is still incumbent upon us to do everything we can to improve and maintain a local economy. Along those lines, you are all aware of the twenty million dollar plus sewage expansion program that should be hopefully completed over the next several years. I would note that after watching the Environmental Protection Agency and two somewhat competing consultant firms go through the paces about four or five days ago, I think regardless of further information going into the process, the EPA is saying that it is going to be Dilman Road and really don't talk to us about anything else. The main thing

is that we have the sewage expansion programs. If it is the concensus of the EPA and the community that we can agree on Dillman Road, I would recommend dropping the red tape, all of us pushing for Dillman Road and indeed, when you consider the size of the program, the monthly inflationary rate is some \$300,000 monthly. I think it is obvious that every month and every week and every day on a program like this is somewhat precious. We have all been through the problems of substance and rhetoric in the planning and development area over the past four years. I would like to say that some of the criticism of the red tape and the administration in the Planning Department has been justified. I think with consultation with the Plan Commission, with the present balance on the Plan Commission, we have a set of super qualified people. Every one of them is knowledgable and committed in the area. With such people as Norm Perry being on the job, more and more it will be obvious that the administration, the basement if you will, is receptive to a clearing and pushing along of projects while maintaining and even improving standards of quality. In this economy, that is obviously going to be an ongoing challenge. I commend everyone who is doing that sort of work and frankly, I am quite glad that I don't have to sit through all those Plan Commission meetings practically every week and make those decisions and constantly take that kind of heat. More than ever, we are going to need the ongoing cooperation of the private and public sectors in the economic development area. I would hope that very soon the Economic Development Commission will be staffed with a trained and dynamic self-starter, whoever that would be, paid with a decent salary. I would hope that the Monroe Advancement Association and the Chamber of Commerce and the Homebuilders do work with the Economic Development Commission to make that a dynamic and vital organization rather than just the possibility of legal and economic powers that largely go unutilized. We see a lot of this on the national scene, the conflicting ideas as to how to handle galloping inflation and recession. I don't have the answer to this, but as far as being a local administrator, I do hope that until we are really out of this recessionary time, that the federal government maintains and expands its commitment in the public employment area. I would hope that our CETA program goes at least until next January 1, and beyond that, I would hope that President Ford would not veto the \$6,000,000 Public Works Bill, which I think would do a lot for employment and local administrations. If we are going to tell people that they cannot have work, they cannot have opportunities, obviously we are telling them that they do not have a stake in society. I hope that is worked out. I would also stress that it obviously cannot be the sole function of the governmental sector, local, state or national, to be everyone's total employer. I do hope that 1976 will be a better year economically. If you read the national press over the last eight months on the status of the democratic party, the new liberalism, all the people who ran as leftists and welfare-loving free-booters and whatnot who just want to shovel money at problems regardless of efficiency are now saying we cannot afford this sort of thing, people have to be told no, government doesn't work, government should not intervene in all this sort of thing. That is getting very popular to say that. I would like to say that one part that I buy is the emphasis on efficiency, the emphasis on analysis, the emphasis on establishment of priorities, the emphasis on not

promising what you cannot deliver, the emphasis on saying no to people occasionally even though it may be very unpopular. I admire that. I would hope that with all this national and local rhetoric about diminishing expectations in this excruciatingly painful time, we do not forget the just demands of those people who are most in need. In an economy such as this, it is no time to forget the low income people, the poor and the disadvantaged, and the aging. If anything, it is a time in Bloomington for increased emphasis on these things. I would just say that from my personal opinion, the great society which is accused of being a failure, was never really given a chance to work. Just consider the priorities over the nation for the last ten years. At one time, we were spending \$24,000,000,000 a year on the Vietnam war and finally as all of that was gearing down, we had a national policy that presently allows a little bit more than \$2,000,000,000, one twelfth of that to the cities. So, when we talk about economics and priorities, it is good to keep the history of the last ten years in mind. With those social service observations, I would like to encourage all of us to be a little bit more active, a little bit more cognizant, a little bit more knowledgeable about actual conditions in our own community. I haven't met the perfect governmental official yet. There are all sorts of things about Bloomington that I don't know, I am learning every day. Perhaps, for example, if we toured various neighborhoods as a matter of course in different low income sections of town and realize that in Bloomington there are people living in sheds, there are people without basic sanitation facilities. I think it would imbue us with a sense of rage. As much as possible, at the end of these four years these conditions will be eliminated. It would be well for some of us to re-tour some of the areas that are getting served under the Community Development Grant on the far west side and talk about some of the areas that are going to need services very soon that are not included in the Community Development Grant but should surely be a part of community priorities. I don't just mean the word but that we should have a written plan in the capital budgeting program to say that in 1977, such and such a neighborhood is going to get these services. We are going to need a very active, concerned, outspoken and occasionally I hope an outraged and outrageous City Council to move these things along. In my reading of the city reports over the last three weeks as they have been coming in, some of them early, some of them late. Some of the department heads we have had to hit with a shovel, coax a little bit, lock them in a room with a typewriter, but one of the most impressive reports has been the Redevelopment Department, not only the words in that report, but to realize the accomplishments of the Redevelopment Department, particularly over the last three years with Pat Patterson, with the previous director, Archie Walker, with the people who are there now working with them, we have between the public and private sectors for example, in the last three years we have had 150 houses rehabilitated. I am not saying that that was all governmental involvement. A lot of it was governmental involvement. We have new streets on Seventh, Eighth and Ninth Streets, the sidewalks there and the funding and plans to move ahead in that area. It may not be very dramatic, but over the months and the years things are changing, we obviously have to prod and to change them more. I do think we are really getting a lot out of our dollar,

particularly in the Redevelopment Department. The next four to six weeks will be a good time and a good opportunity to focus on city housing policy and I would appreciate your advice and recommendations in this area, particularly those with building and developmental concerns such as Mr. Towell and Mr. Young, but perhaps getting the Redevelopment and the Housing Authorities working together, perhaps combining staff and having people reporting to the two commissions in the housing area. I don't know what the answer is, but we have a fragmented section now of one department handling section A and another handling the rehabilitation grants and loans and still not really having a hand on housing policy in the city. Also, given those concerns, again with the City Engineer less than a month on the job, and I might say that I am very impressed with Mr. Perry's efforts and dedication and confidence thus far. At least by next budget time, if we could decide whether there should be some kind of community development consolidation, what should be the structures as far as Planning, Engineering and Redevelopment. I have backed off from a change in that area for some time, giving other considerations over the last few years. I do think that as I said earlier, the Human Resources coordination and development is going to loom more and more important in this economy. I have the subjective feeling that the department in the last several weeks really is getting established. There are reports coming into my office which I am forwarding onto the Council as to the analysis of social and resource programs from both a delivery, professional and priority basis, have been very good. I think Leo Burke is catching hold. I think we will be hearing a lot of that department. That area will be volatile, controversial and at times unpleasant. At times, I would also say that as someone who is in charge, or has much of the authority of instigating general revenue sharing grants and contracts and so forth in a social service area, I really do want to get away from that as much as possible, not having one person make the decisions in this area. As we disburse dollars to various social service agencies, I would appreciate it very much it being a joint enterprise of the Council and myself before those dollars go, because I don't want to be the person to say totally yes or totally no. The competition is so keen and the needs are there. I would like to say that it appears that the Day Care Voucher System is going very well. The money has finally come and I think it will be not only a good social service but a good planning vehicle. Hopefully, the Brademas/Mondale Bill will be coming before too long. Again, in keeping with the philosophical statements made earlier, I don't think this is the time to back off on day care. Day care is a vital social and ethical need and really will be a wave of the future. It is not a question of Sovietism or collectives or brainwashing children or breaking up families or whatever negative rhetoric it is that we see about it. It is vital at four and five years old to have people be healthy individuals as much as at thirty or forty years old. All along, I have had sincere and vital concerns about the utilities policies. The Utilities Consumer Bill of Rights, the problems of deposits, funding, bills and so forth, and without naming an organization having had a rather negative personal experience in regard to the utilities problems to private agencies in the last two weeks, I will seek equitable procedures in that area much more pressingly perhaps than I had before. Let's face it, having the power of utility monopoly

regulations, rules and procedures, whether it is the city service or a private electric, gas or phone service is a lot of power. I think people rightly have some concerns about utilities. As I mentioned before, I really appreciate and hope for support and even modification by the Council of the community development grant over the next several weeks. I want to stress that what you will see soon is not the final word. Things can be added or deleted. One or two of the requests are marginal, or subject to questioning as far as community priorities go. Please feel free to speak up and modify and tell me individually or as a group what you would like to see done. Bloomington Transit goes on, we are still approaching 500,000 annually. Negative news lately has been that the state or at least the general assembly has cut the state revenue sharing that could have been used as match for capital improvements in connection with a federal grant. That hurt Bloomington to the tune of some \$60,000. I think this is a time where we need more state and federal transportation subsidies. I think that is very unfortunate. I also would like to say that we have some \$150,000 programmed in an ordinance for street resurfacing, curb replacement and sidewalks this spring and summer. Obviously, I think one of the top priorities should be Tenth Street, going through the Indiana University area. I would also say that we will be calling meetings of the Sidewalk Task Force Committee to give us advice on continuation of sidewalks and curb replacement work, particularly in the downtown. I do hope for, something I should not leave out, continued and improved cooperation with county government. I might claim for myself the title of dubious cooperator with county government of the year award. I rank my decision to help county government with their county court space problems along with two or three other unfortunate occurrences in my life like joining the Air Force and winding up in the Sahara desert, all sorts of goodies like that. I wouldn't do it again, although I am interested in cooperating with county government. We do have to stress as city taxpayers that those people, regardless of the Bowen tax package, and conflicts between the County Council and the County Commissioners, we do have basic legal, social, governmental and ethical responsibilities that I think even given the dire state funding system, could pretty much be done if they worked it out. As an aside, I would note that we have in the last few days received word that the county government would pay \$16,000 for animal control for the rest of the year. I have some ideas on that but perhaps we should discuss that over the ensuing days. I do think we should mention another benign and dynamic institution in which sometimes there are problems, questions of competing institutional loyalties and indeed, who should exert influence in neighborhoods in Bloomington. In all good charity, that would have to be designated as Indiana University. Economically, regardless of what they say, I.U. is getting a free ride off the City of Bloomington and the City of Bloomington taxpayers. You could argue the chicken and the egg all day but basically the City of Bloomington taxpayers are being asked to pay for things that are a matter of state-wide benefit for a state-wide institution. With a full session of the general assembly coming up and with various concerned citizens in the community approaching me and wanting to work on this problem, I do hope that before the next several years go by, we see daylight in that area. I would

like to qualify that by saying that I am not anti-Indiana University. I have two degrees from I.U., I love old I.U. and the Hurrying Hoosiers and everything, but again, the funding mechanism is really out of line. Another major challenge for any city council and mayor anywhere over the next four years is going to be the area of personnel and labor relations. I am very happy that we are on the verge of a work agreement settlement with the union and it will be some weeks before the economic negotiations start. I do expect rather prolonged and hard-fought economic negotiations with the union this summer, as it should be. The entire area of collective bargaining and collective rights and benefits, the ethical and legal demands that we have in the affirmative action area are going to take some imagination, cooperation, attention to detail. As we go day to day, basic respect and even love for each other regardless of our competing, occasionally competing, needs and goals is something to keep in mind. I would like to say that I am very happy with performance of Bill Finch so far as city Personnel Director. I would note that he is another lawyer in the city administration but even given that handicap, I see good and new things happening in the personnel area. I think we have a real outstanding, professional administrator in the making there. There are a lot of things we could go on and on about. I would have to say that I am very pleased, even though I had something to do with some of it, with the makeup of most City Boards and Commissions. Something that Councilman Towell and I have talked about the last few years, maybe I am learning as I go, but I would like to alter my style a little bit as far as relations with Boards and Commissions and how we work in the tri-cornered apparatus or arrangement as to Department Head, Board and Mayor and of course, somewhere in there is the City Council. I do want to get away from less reliance on department heads and to regularly meet with Boards and Commissions. I need to sit down with them, bring out the memos, talk it out and make it a matter of the private or the public record. This helps me, because quite frankly, if I am asking about a problem in utilities, the Utilities Director doesn't only have me asking him about it as far as an unsurfaced street three weeks later, but he has seven members of the board that can be equally concerned and I do need their help. I really do look forward to a really dynamic and outgoing Parks Board with a good Director and as I said before, I had hoped and even preferred that one of my outstanding appointments to the Board, Councilperson Olcott, would have stayed on the Parks Board, but he has chosen to serve on the City Council. I think we will be seeing good things from the Parks Board. I would say that I do see that as an ethical, upfront, constitutional and dynamic appointment and I appreciate your ongoing concern for parks. I would like to say thank you to a lot of people, the Council and the Boards and Commissions, people of the town. It is a fast track and you have made me a very happy man and I look forward to a really good four years.

Councilpresident Blume thanked Mayor McCloskey for his summation of the State of the City and expressed a hope that there would be a record of what he said because he found that he couldn't keep up with what the Mayor was saying.

Mayor McCloskey noted that Councilpresident Blume is the brother of the former speaker of the Kentucky house.

Councilmember Young: I commend the Street Department for the effort they have put into keeping the streets safe, especially during these past few days when the streets have been icy and also during the past few weeks when we have had a lot of snow, they have done an outstanding job. I think this is one department where people really get their money's worth. There are two or three other departments, such as the parks department, where outstanding jobs are done. I would like to respond to the Mayor's speech just kind of good-naturedly, that Bill Finch is an attorney and I'm not too sure how many lawyers we have at the city here, but probably ten or fifteen. I was wondering if a landlord was elected Mayor and he hired ten or fifteen landlords to help him run the city, how would this be accepted? This is all in good nature.

Mayor McCloskey replied that given the high esteem in which history holds both lawyers and landlords, both Mayors would be in trouble.

Councilmember Kinzer: I'd note the Council has received a number of excellent applications for the vacant seat on the Utilities Service Board. We have a number of excellent and well qualified people who expressed interest in this appointment. As you know, it is up to the Council to make the appointment to the Utilities Service Board that would be represented by a republican this time. It is the committee's recommendation that we appoint Dr. John Miller, who is Director of the I.U. Student Health Service. He has been active for a long time in the community. I would like at this time to move that we appoint John Miller to the Utilities Service Board.

Appointment to
Utilities Service
Board

Councilmember Olcott: Second. I am sorry that the Mayor left, he will note that the Council is abiding by a law that the board be bipartisan and we are appointing a republican.

Councilmember Towell: I think perhaps we could have been a little more thorough in looking at some of the candidates. In the past we have done interviewing. I think that would have been appropriate. We do have an outstanding appointment that has been proposed.

Councilmember Middleton: I move that the nominations be closed.

Councilmember Olcott: Second.

Dr. John Miller was then appointed by the Council by acclamation to the Utilities Service Board.

Councilpresident Blume: We did have seven applications. All of them were good, they were screened very carefully, not with interviews but they were examined. This Council, in my opinion, couldn't have gone wrong no matter which one they accepted. I would like to propose that the Council staff prepare letters of appreciation to the candidates that were unsuccessful.

Councilmember Towell: Perhaps that could be considered for other appointments that are made. I would also like to talk about a situation that I think is not all right with the City and the community. I am talking about two raids that took place in this last week for narcotics. In the Saturday night raid, very little was found in the way of violations, but a large number of

people were taken down and undressed and searched and processed. Most of them were just going to a party. I think this is way out of line. Perhaps our disregard for some citizens rights is becoming evident. We seem to have our goals mixed up. The other raid in which the City did take a part as I understand it, was the night before last. I did a little tally of ages of people who were arrested as a result of that raid. We had four people who were eighteen, nine who were nineteen, eleven who were twenty, years of age I'm talking about, five who were twenty-one and no more than two who were any older age. They center around nineteen or twenty years old. I think something is really out of whack, whatever we are doing officially, we are ruining lives of very young people, who may be more or less guilty, I'm not sure, but whatever the offense is, it seems to be the offense of young people that we are taking up and prosecuting. I question whether the problem, if it is marijuana, is serious enough that we should commit such a large portion of our resources. It took thirteen months of work, over a hundred officers involved in that last raid. I wonder for what, in five years marijuana might be a regulated type of activity like alcohol. As a result of the raids and narcotics enforcement, you find that marijuana is practically all that there is. We never seem to get at the serious problems. I think a reason for this is that we so alienate the community that could help us root out the serious problems, but we never get their cooperation. Without it we will not be successful. That is one thing I would like to bring up. Another thing that is a more personal matter; I taught philosophy at Indiana University for several years and in college for several more years in the early 1960's. One of my students was Blair LeRoux. I have known him for a number of year. I have an appreciation for his reasoning ability, for his ability to weigh things and get to the bottom of them. He has had his ups and downs in the years that I have known him. I remember that he was very enthusiastic when he was newly married, had a family and was coming to work at the City. He felt great enthusiasm for what he might do in the job and for the new lease on life that that was going to give him. A while later, he became the president of the local union. I thought that was a very good thing for the city, that we would have someone of his caliber as president of the union. He seemed to have the acceptance of the rank and file and he had the ability to express for them what they wanted in the way of benefits and so on. He also seemed to have the ability to understand the city's position. I have been very disappointed with the outcome. It seems to me that in the course of the years, intolerable pressure has been put of Blair LeRoux, which have been more than what most people could withstand. I think Blair has done relatively well at withstanding them. He was dismissed from his job recently, the final decision on that was made by a three-person board this last week. He was charged with threatening the Mayor. To my mind, that is almost laughable. The Mayor is a very powerful person, he has the Police Department, he has the ability to pick up the phone and have a man fired. Blair had everything to lose and nothing to gain and I think in the instance there was more provocation for him to do something wrong that he didn't do, than any harm. This is my viewpoint. It seems to me that we are going to get to the point where we simply have a contest of power between the union and the

administration if we do not have people of Blair's caliber around. I haven't seen anyone else to take that place. I dislike an administration which somehow gets its way by hurting and using its power on individuals like Blair LeRoux.

Councilmember Middleton: I would like to make a couple comments about the drug raids. Over the years I have been involved in drug control and rehabilitation and in the functions of government which have to assist us in that program. I have been made aware of some of their methods of operation. I do not wholly agree with it. I had the unfortunate experience one night of being awakened by a rather embarrassed individual who really didn't know where he was going until he got there. The young man was visiting at our house was apprehended. This was all legal. They had the warrant, everything was in order. I'm questioning the realities and I'm questioning the propriety of a police unit suddenly descending upon the City in mass with 100 or 120 policemen and then fanning out and picking up a lot of kids and I will have to agree with Councilman Towell, whether I agree with him on a lot of things or not, but I'll have to agree with him on this one, is that they go out on a fishing expedition and pick up a lot of kids hoping that some how or another they can get out of that a few small convictions. To my mind, they still have not gotten a hold of the individuals who are really responsible for the introduction of drugs into the communities. It isn't always because they don't know who they are; it is simply because it is extremely difficult to prove some of these things. I'm a little concerned, and I'd just like to express my concern, too, for the matter in which these raids are made. I think they smack much more of a totalitarian type of existence than I had believed possible. I would speak out against that kind of a show of force by our police force. I would tell this to anyone who so desires, and I'm telling it right now.

Councilmember Richardson: First I would like to say that applications for people who are still interested in becoming a member of the Affirmative Action Advisory Board are welcome. They can send applications to the Common Council. We are still accepting those. We will make the recommendation for the appointment to that Board before our next Council meeting. Secondly, I would like to commend Don Jordan of the Herald-Telephone for his articles concerning Indiana University housing. I think I discussed this at the last meeting. It has been discussed in the student newspaper and I feel that Mr. Jordan's continued exposure of I.U. rental units and other I.U. owned houses such as the warehouse on Morton Street is providing a real service to the community. I think Mayor McCloskey spoke on that about the city's impact on the community and I think this is one element that we have to focus on. Mr. Perry and Mr. Johnson, the Housing Inspector, are very concerned about the whole housing situation and hopefully will be able to resolve this problem with the university. I spoke to this specifically at the last meeting and I don't think it is necessary to go into this again but I want the university to know that we are not going to forget about this issue. I would also like to comment on the raids, and not to get into a long discussion about the ethics or the morality of the Police Department going in there. I think the real issue is the law itself. Often times we look at the people who are enforcing the law and somehow the blame falls on them and yet we do have a state legislature where

a number of bills are failing, for example, we had the Landlord-Tenant Ordinance fail, we had the eighteen year old drinking bill fail, and yet we are having everyone up in arms, even our local newspaper, calling for legalized gambling. I see some contradictions there. I think there are a lot of problems with a lot of the laws, and I think that is where a lot of our attention should be directed. I did talk with Mr. Alsop of the Herald-Telephone several months ago about my discussion with Police Chief Chambers and the Monroe County Prosecutor, Mr. Brown, about the problem. We were trying to arrive at some kind of consensus about what the policy was in this community. I was very concerned about having some kind of public statement made by the Council. We have had a number of things that we have had to do since we have taken over our new positions. The amount of material coming in is tremendous. I thought that I knew a lot, I know very little about city government. It has been very difficult for me to come up with any specific proposals at this time relating to that issue and to many other issues. As I told Ron Alsop then, and I'd like to say now, is that I feel that after talking to the Police Chief and the Prosecutor in this community, that they do not support this kind of raid that happened on Saturday.

How their involvement, or the level of involvement, I still question, and their enthusiasm for participating in the raids and issuing the warrants, I also question. I think it is going to take some kind of thorough investigation, perhaps by the media and by other concerned citizens, to find out exactly what role the city Police Department plays and what role the prosecutor's office plays in this situation, vis-a-vis the Indiana State Police. I would like to emphasize that I think the real issue here when it comes to any kind of law enforcement is the law, and not the law enforcement officials. I am most concerned about people who are upset with laws, whether they be in the city or the state or the federal laws, that they direct their energies toward those bodies that can actually do something about the law.

Councilpresident Blume: I have a few messages also, one with regard to the raids. I agree with the point that the other Councilmembers made except that as Jeff Richardson pointed out, it is a law; however, even though the trend is toward softening of the law, our public officials have a duty to uphold and protect those laws. I am reminded of what happened to all of the catholics that went to hell for eating meat on Fridays before they changed the law. Maybe we ought to think of this first. The other message I have is that at our meeting two weeks ago in executive session, we selected Councilman Middleton and Councilman De St. Croix to be appointed to the CAP Board. Another announcement is that the Council at that same meeting selected Councilmember Kinzer and Councilmember Young to serve on the Utilities Service Board/Civil City Financial Analysis Committee, which is also a one year term. I would also like to announce that on February 10, Tuesday night, the Planning/Community Development Committee will be holding their meeting as usual, but one item on the agenda is the Community Development Block Grants. This is the one million dollars that the Mayor was talking about earlier that is going to be granted from the federal government to meet to determine the priorities as far as how we are going to spend that money. I would ask

that all Councilmembers attend that meeting so that we can take action on this at our next meeting on February 19. Another decision that was made in that meeting was that all of our minutes, hard copies of our minutes in the future will be summarized rather than given verbatim. This is for a number of reasons. The minutes have been quite lengthy and quite often not understandable because a lot of the things that people said were inaudible on the tapes and so forth. We are trying to get a little more efficiency into it. Another point is that on March 18, I know this is quite a bit in advance from now, but March 18 is another scheduled Council meeting. We would like to move that meeting to March 16, which is a Tuesday night instead of a Thursday night. It is anticipated that I.U. will be playing in Baton Rouge on that night and we don't want to compete. I would now like to go into the introduction of Ordinances at first reading. I don't know if you have noticed or not, but there has been a change in the agenda, we are putting the first readings first instead of second as they were previously.

Councilmember Kinzer moved that Appropriation Ordinance 76-2 be introduced and read by the Clerk by title only.

APPROPRIATION
ORDINANCE 76-2

Councilmember Towell seconded the motion.

Appropriation Ordinance 76-2 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume noted that the Committee meeting where Appropriation Ordinance 76-2 will be discussed will be the Utilities/Public Facilities Committee next Thursday night.

Councilmember Kinzer moved that Appropriation 76-3 be introduced and read by the Clerk by title only.

APPROPRIATION
ORDINANCE 76-3

Councilmember Towell seconded the motion.

Appropriation Ordinance 76-3 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume noted that Appropriation Ordinance 76-3 will also be discussed in the Utilities/Public Facilities Committee meeting.

Councilmember Kinzer moved that Appropriation 76-4 be introduced and read by the Clerk by title only.

APPROPRIATION
ORDINANCE 76-4

Councilmember Towell seconded the motion.

Appropriation Ordinance 76-4 was then read by Deputy Clerk Connors by title only.

Councilmember Kinzer requested that the synopsis of Appropriation Ordinance 76-4 be read.

Councilpresident Blume then read the legislative synopsis for Appropriation Ordinance 76-4, and noted that it will also be heard in the Utilities/Public Facilities Committee meeting.

Councilmember Kinzer moved that Appropriation Ordinance 76-4 be introduced and read by the Clerk by title only.

ORDINANCE 76-6

Councilmember Towell seconded the motion.

Ordinance 76-6 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume noted that Ordinance 76-6 will be discussed in the Utilities/Public Facilities Committee meeting.

Councilmember Towell moved that Ordinance 76-7 be introduced and read by the Clerk by title only.

ORDINANCE 76-7

Councilmember Kinzer seconded the motion.

Ordinance 76-7 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume noted that Ordinance 76-7 would be heard by the Planning/Community Development Committee on Tuesday night.

Councilmember Towell moved that Ordinance 76-8 be introduced and read by the Clerk by title only.

ORDINANCE 76-8

Councilmember Kinzer seconded the motion.

Ordinance 76-8 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume noted that Ordinance 76-8 will be heard in the Planning/Community Development Committee.

Councilmember Towell moved that Ordinance 76-9 be introduced and read by the Clerk by title only.

ORDINANCE 76-9

Councilmember Kinzer seconded the motion.

Ordinance 76-9 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume noted that Ordinance 76-9 will be heard in the Planning/Community Development Committee.

Councilmember Towell moved that Ordinance 76-10 be introduced and read by the Clerk by title only.

ORDINANCE 76-10

Councilmember Kinzer seconded the motion.

Ordinance 76-10 was then read by Deputy Clerk Connors by title only.

Councilmember Kinzer commented that the last three Ordinances that were read by title only were Annexation Ordinances regarding Spicewood Addition.

Councilmember Towell moved that Ordinance 76-11 be introduced and read by the Clerk by title only.

ORDINANCE 76-11

Councilmember Middleton seconded the motion.

Ordinance 76-11 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume noted that Ordinance 76-11 would also be heard in the Planning/Community Development Committee.

Councilmember Richardson asked if there was another way to go through first reading. He suggested that the Clerk read the titles and then approve them at first reading. He said if they could not legally be done that the Council go back to the old form of having the first readings read after the legislation has been discussed that is up for second reading so that several people don't have to sit through the readings. He noted that a lot of the

people in attendance are present to discuss important issues and that he sees no reason why they have to sit through this. He continued that reading ordinances by title only was meaningless because the titles do not give an accurate description of what the ordinance contains unless people have some data with them about what the ordinances are all about.

Councilpresident Blume answered that he agreed that it is arduous to sit through these, but that it is legally necessary to do this. He noted the reason for changing the order of first readings on the agenda is so that people can hear what the first reading^s so that they can be prepared about what is going to be heard at the Committee meetings.

Councilmember Richardson noted that he wasn't saying it should be excluded, only put afterwards.

Councilpresident Blume retorted that by putting them first on the agenda it would give them more emphasis because as it was, nobody listened to or heard the first readings. He said he would like to try the new method for a while.

Councilmember Middleton noted that after Ordinance 76-1, the Legislative Synopsis Requirement Ordinance, is passed, that synopsis will be read for each Ordinance introduced at first reading so that people will have a better idea of what is going on.

Councilpresident Blume said that after Ordinances are given first reading, they are posted in public places so that the public is given a chance to look them over beforehand.

Councilmember Towell moved that Ordinance 76-1 be introduced and read by the clerk by title only.

ORDINANCE 76-1
Legislative Syn-
opsis Requirement

Councilmember Middleton seconded the motion.

Ordinance 76-1 was then read by Deputy Clerk Connors by title only.

Councilmember Towell moved that Ordinance 76-1 be adopted.

Councilmember Middleton seconded the motion.

Councilpresident Blume then read the legislative synopsis for Ordinance 76-1.

Councilmember Kinzer commented that Ordinance 76-1 is an ordinance that she had been hoping to get through for some time and expressed thanks to John Komoroske for drafting the ordinance. She noted that even though the ordinance hasn't yet been passed, synopsis were prepared for the legislation that is up for discussion. She said that the Herald-Telephone did publish these summaries and thanked them for doing so every Sunday, prior to committee action and should give people ample time to consider the legislation that has some effect on them.

Councilmember Towell noted that he thought it was a fine ordinance and that he would be working on some ordinances that would designate requirements about how we relate to the public.

Ordinance 76-1 was then adopted by a ROLL CALL VOTE of Ayes: 7, Nays: 0, Absent: 2. Absent: Councilmembers Morrison and De St. Croix.

Councilmember Towell moved that Ordinance 76-2 be introduced and read by the Clerk by title only.

ORDINANCE 76-2
Amend Zoning re:
Huntington Park

Councilmember Kinzer seconded the motion.

Ordinance 76-2 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume then read the legislative synopsis for Ordinance 76-2.

Councilmember Kinzer moved that Ordinance 76-2 be adopted.

Councilmember Towell seconded the motion. He noted that over the last four years there has been concern among the Miller Drive residents that they remain there when changes take place and that it remain a residential area. He pointed out that having BG property leaves the people open to outside developers, and that it is not just one piece of property being affected.

Councilmember Olcott noted that the petitioner, Mrs. May, was misinformed by the Plan Department. He said that most Miller Drive residents agreed with her in her request. He said it was time to move on and get some of these things done that they want done.

Councilmember Kinzer reiterated Councilmember Towell's concern that if it is rezoned, then other areas in Miller Drive may also be rezoned. She supported Mrs. May's request for her furniture store.

Councilmember Young noted that the Planning/Community Development Committee recommended Do Pass on Ordinance 76-2.

Councilmember Towell reported that the previous Planning/Community Development Committee also recommended a Do Pass for this rezoning, noting the support of the area residents.

Councilpresident Blume noted that it was passed by the Plan Commission by an eight to one vote.

Ordinance 76-2 was then adopted by a ROLL CALL VOTE of Ayes: 6, Nays: 1. Nay: Councilpresident Blume. Absent: Councilmembers Morrison and De St. Croix.

Councilpresident Blume then called for Petitions and Communications.

PETITIONS AND
COMMUNICATIONS

Councilmember Richardson mentioned that the Public Safety/Policy and Legislative Oversight Committee will be held on Wednesday, February 11 in the Older American Center and the annual report of the Human Rights Commission will be given at that time. He invited persons interested in that to attend the meeting.

Councilmember Towell moved that Ordinance 76-3 be introduced and read by the Clerk by title only.

Second Readings
ORDINANCE 76-3
Amend Zoning re:
Seminary Square
Historic Designa-
tion

Councilmember Middleton seconded the motion.

Ordinance 76-3 was then read by Deputy Clerk Connors by title only.

Councilpresident Blume then read the legislative synopsis for Ordinance 76-3.

Councilmember Towell moved that Ordinance 76-3 be adopted.

Councilmember Kinzer seconded the motion.

Councilmember Middleton asked if Ordinance 76-3 were adopted, would that property then become the responsibility of the Parks and Recreation Department.

Steve Richardson answered that it already is, and that it is in the title of the City of Bloomington.

Councilmember Olcott noted that the Parks and Recreation Department has been maintaining the grounds. He said that there are future plans being developed by the Bicentennial and Historical Commissions for the property, and that the Ordinance would set it aside for a permanent historical site.

Councilmember Towell noted that the park designation has already taken place and that what the Council is doing is to make it a historical site in Bloomington.

Councilmember Young said that the Planning/Community Development Committee gave this Ordinance a Do Pass recommendation.

Ordinance 76-3 was then adopted by a ROLL CALL VOTE of Ayes: 7, Nays: 0. Absent: Councilmembers De St. Croix and Morrison.

Councilmember Towell moved that Ordinance 76-4 be introduced and read by the Clerk by title only.

Councilmember Kinzer seconded the motion.

Ordinance 76-4 was then read by Deputy Clerk Connors by title only.

Councilmember Towell moved that Ordinance 76-4 be adopted.

Councilmember Middleton seconded the motion.

Councilpresident Blume then gave the legislative synopsis for Ordinance 76-4.

Councilmember Olcott asked if giving the Farmer House a historic designation by the Council would prevent the people that own the property from making any changes without approval from the Plan Commission.

Councilpresident Blume answered that it means that they cannot tear it down, and that the major purpose of the Ordinance was to retain the historic building.

Councilmember Middleton responded that what he had interpreted the Ordinance to mean was that the owner can make no significant change of the structure or appearance of the building without the authority of the Plan Commission and the State Historic Commission.

ORDINANCE 76-4
To Amend Zoning
re: Farmer House
Historic Designation

Tom Crossman explained that the historic designation of the zoning code allows the Council to designate structures or sites for historic purposes in the City of Bloomington. First, recommendation must be received from the Historical Structure Committee, then their recommendations go to the Plan Commission, then to the Council. He noted that the designation has several possible effects. The owners of Farmer House were the ones that requested the designation, and he noted that the benefits that they would receive from the designation, seeing as the house is already in a commercial zone, are less than if it were in a residential zone. He said it allows the study committee to make recommendations for the reduction of parking or other requirements so that greater use can be made of the house without physically changing it. The ordinance prohibits the physical alteration or the demolition of the structure without prior consent or another review by the study committee and the Plan Commission. He noted that if the house were in a residential zone, the ordinance provides for a variety of non-residential uses that would not be permitted if the house did not receive a historic designation.

Councilmember Towell commented that what the ordinance is is an admission that zoning is inexact, and where there is a special property, a special plan is allowed. In that way, an economic inducement is provided for preservation of historic properties.

Tom Crossman noted that if the property the city is dealing with is also placed on the state register, another set of rules and regulations apply. He said that the ordinance was designed to say that there may be sites, structures, buildings that have some unique characteristics that belong to the heritage of the Bloomington community. He said that has nothing to do with state or federal designation.

Councilmember Young noted that the Planning/Community Development committee gave Ordinance 76-4 a Do Pass recommendation.

Councilpresident Blume noted that the owners consent was received for the designation.

Ordinance 76-4 was then adopted by a ROLL CALL VOTE of Ayes: 7, Nays: 0.

Councilmember Towell moved that Ordinance 76-5 be introduced and read by the Clerk by title only.

ORDINANCE 76-5
Lindley House
Historic Designation

Councilmember Middleton seconded the motion.

Councilmember Towell moved that Ordinance 76-5 be adopted.

Councilmember Middleton seconded the motion.

Councilpresident Blume then read the legislative synopsis of Ordinance 76-5.

Councilmember Towell noted that the owner did not object to having Lindley House designated as a historic site. He said the impetus to have it designated as such has been done by citizens who are active on historic preservation in the city. He noted that this Ordinance passed the Plan Commission with a unanimous Do Pass vote.

Councilmember Young noted that the Planning/Community Development gave a Do Pass recommendation on Ordinance 76-5. He said that he would like to see the owner present to give his views.

John Komoroske noted that he had talked to Mr. Cowden and that he had stated he had no objections to the historic designation, but that he had had several offers to purchase the home.

Ron Weber stated one of the priorities of the Workable Program committee had been to acquire the Lindley House. He expressed no knowledge of Mr. Cowden being contacted by the committee.

Tom Crossman noted that the historic designation would allow Lindley House more flexibility as far as zoning. He noted that the present zoning of the site is Single-dwelling/Residential. He said if it were demolished, there is the possibility of putting several single-family structures on the property.

David Rafter answered that the Historic District Study committee has had constant contact with Mr. Cowden. He said that he is not opposed to the historic designation and is eager to sell the property to any party.

Ordinance 76-5 was then adopted by a ROLL CALL VOTE of Ayes: 7, Nays: 0. Absent: Councilmembers De St. Croix and Morrison.

Councilmember Towell moved that Resolution 76-4 be introduced and read by the Clerk in entirety.

RESOLUTION 76-4
PUD/Sare&Rogers

Councilmember Middleton seconded the motion.

Resolution 76-4 was then read by Deputy Clerk Connors in entirety.

Councilmember Towell moved that Resolution 76-4 be adopted.

Councilmember Middleton seconded the motion.

Councilmember Young commented that the Planning/Community Development Committee recommended a Do Pass on Resolution 76-4.

Councilpresident Blume read the legislative synopsis for Resolution 76-4.

Councilmember Young noted that several neighbors in the area were concerned about the condition of Sare Road. It was suggested by the committee that the City Planner, County Coordinator and the Bloomington Development Cooperation along with the President of the Spicewood Neighborhood Association get together and work out some solution regarding Sare Road. He said that there were four Councilmembers, including Councilmember Richardson, at the meeting, casting a vote of Ayes: 3, and Nays: 1, The nay vote being cast by Councilmember Richardson. He then read a paragraph of minutes from the Plan Commission regarding the traffic problem on Sare Road, where they gave a Do Pass recommendation to the Resolution.

Councilmember Kinzer said that there has been a great deal of concern about the condition of Sare Road. She noted that several suggestions have been made, one of which being that the County and City would have to work on widening and improving the road to meet the increased traffic flow that

be a result of the PUD.

Dave Rafter answered that a meeting was held with the County Commissioners and the County Planning Department, the City Planning Department and representatives of Spicewood to find out what the county is proposing to do with Sare Road immediately and in the future. He said that the County Commissioners have appropriated \$120,000 to replace the bridge on Sare Road and to realign the road around the bridge. All the land that would be needed for the additional right-of-way has already been donated. He said there is another problem in acquiring the right-of-way at the corner of Sare and Rogers Road, and that nothing has been done yet on that.

Ron Weber of the County Council added that the project that the county has appropriated money for is a small project in terms of the total problem. He noted the project includes the bridge over Jackson Creek and one eighth to one quarter of a mile is involved in realignment. He said that work is only a small proportion of the work that needs to be done. It is being paid for out of cumulative bridge funds that are levied on the property tax. The City is going to have to pay for making part of the improvement because it is inevitable that as soon as the project goes in, the City will annex the addition along with the road. He said that if that happens, the county will have paid for the road improvements and the City will have the job of upkeep. He noted that the two available sources that the County has to work with are the same two sources that the City works with for roads, being the gasoline tax revenue, which he feels are inadequate, or the 7 1/8 cent R&S funds that come off the top of the gas tax for arterial road projects. Those monies are allocated on the roads that exist in the county, not including city streets, and vehicle registration and population. The County citizens feel that they will be paying for a project that will benefit the City in the long run, and a small number of people will benefit from the road. He commented that he felt they had met an impasse. He suggested that the County Commissioners, the Executive Branch, the Legislative Branch, City and County will have to sit down and work out an arrangement. He noted that the general feeling he had received from the project was favorable, seeing the only stumbling block as the road.

Council president Blume commented that Sare Road is a County road and the County has collected taxes on it to fix it.

Ron Weber answered that it is probable that within five years, Sare Road will be a City street and the land around it annexed into the City.

Councilmember Richardson stated that this wasn't a pro or con issue, or whether the Council favors the PUD, but feels that a member of the City and County Councils, a County Commissioner, and a member of the planning group should get together and resolve the questions. He moved to table the Resolution until those groups get together and discuss the Resolution.

Councilmember Towell seconded the motion.

Councilmember Middleton noted that the Resolution sets out the area as a designation and does not bind the City to the plans that will be forthcoming. It gives the builder an opportunity to go ahead with their plans with the assurance that they will have a hearing. He said the proper time to discuss who will pay for the roads would be when the area comes up for annexation. He stated that by passing the Resolution, Council would be joining with the developer in trying to stimulate the progress in Bloomington by specifying what kind of buildings are desired in the area.

Councilmember Richardson answered that the problem was that it would also not bind the developer to any road plan or promise that something will be done. He repeated that it is not pro or con the project and that other factors outside the project need to be considered, such as the road problems.

Councilmember Olcott said that he would like to see this go forward, and if passing the resolution would speed up the process, he was for it, especially noting that a hearing will be held to discuss it. He commented that he didn't care what the people in Polk township think, in answer to Ron Weber's comments, and that the City residents should be taken into consideration.

Councilmember Kinzer agreed that we need to move ahead but noted that there are problems that need to be solved, and that there are many city streets that need work done on them also. She said that she didn't want money that would be put into city streets diverted to Sare Road.

The motion to table Resolution 76-4 failed by a ROLL CALL VOTE of Ayes: 3, Nays: 4. Nays: Councilmembers Young, Middleton, Olcott, Blume.

Councilmember Middleton inquired as to whether or not Resolution 76-4 could be renumbered and placed in Ordinance form.

John Komoroske answered that the developers approached the Plan Commission with the idea of having it in resolution form and that they are relying on that procedure.

Councilpresident Blume noted that Councilmember Morrison heard this Resolution in the Planning/Community Development Committee and recommended a Do Pass.

Councilmember Towell commented that if the Ordinance was made into an ordinance, it would have the same effect of delaying the ordinance for two weeks.

Bud Bryan said that the development would not be in the annexations and remarked that it is not relevant to the discussion.

There was then general discussion as to whether or not the project was in full swing. Ron Weber noted that there was still adequate time to make changes on the proposal, with Bob Snoddy remarking that the project was already fully underway.

Councilmember Towell moved that the Resolution be tabled for two weeks so that the problems could be worked out.

Councilmember Richardson seconded the motion.

The motion to table Resolution 76-4 for two weeks failed by a ROLL CALL VOTE of Ayes: 4, Nays: 3. Nays: Councilmembers Young, Middleton, Olcott.

Councilmember Middleton moved that a condition be attached to Resolution 76-4 to state that the it be passed under the condition that adequate provisions be made for the transportation problem in the area.

Councilmember Towell seconded the motion.

The motion to add a condition to Resolution 76-4 failed by a ROLL CALL VOTE of Ayes: 4, Nays: 3.
Nays: Councilmembers Kinzer, Towell, Richardson.

Councilmember Young inquired as to the developers feelings about tabling the resolution.

Bud Bryan replied that they would like to see a vote on the PUD as a concept. He noted that the Plan Department had told the Council that the Plan Department has to approve the project along with the Monroe County Highway Department. He said that the Council is putting burdens on the developers for problems that exist beyond their property. He noted that they are anxious to have Sare Road improved, noting that that would also improve the project. He said the problem with the Sare Road and Moores Pike intersection is a problem, but not one that should be dealt with at this time. He remarked that the question was whether the Council approves the concept of the PUD.

Councilpresident Blume answered that if it is voted on tonight, it will be voted down, and explained that that was the reason he changed his vote on the last motion. He noted that in two weeks there will hopefully be two more members present that could approve the PUD, because five votes couldn't be gotten tonight.

Bud Bryan then stated that it would be their pleasure to reappear before the Council in two weeks.

Councilmember Olcott moved that the table motion be brought up for vote again.

Councilmember Middleton seconded the motion.

The motion to reconsider the tabling motion was passed by a ROLL CALL VOTE of Ayes: 7, Nays: 0.

Councilmember Kinzer moved that Resolution 76-4 be tabled for two weeks.

Councilmember Olcott seconded the motion.

The motion to table Resolution 76-4 passed by a ROLL CALL VOTE of Ayes: 7, Nays: 0.

Councilmember Towell moved that Resolution 76-5 be introduced and read by the Clerk.

RESOLUTION 76-5
PUD/4th & Dunn

Councilmember Middleton seconded the motion.

Resolution 76-5 was then read by Deputy Clerk Connors in entirety.

Councilpresident Blume then read the legislative synopsis for Resolution 76-5.

Councilmember Olcott moved that Resolution 76-5 be adopted.

Councilmember Middleton seconded the motion.

Councilmember Kinzer remarked that parking may be a problem in the area.

Councilmember Young then gave the Committee report for Planning/Community Development, noting a Do Pass recommendation.

Councilpresident Blume said that there was a note on the Committee Report that the Traffic Commission is aware of the parking problem and would be doing something about it.

Tom Crossman commented that the parking problem on Fourth Street has been looked at and the Plan Commission thought that the resolution does nothing to alleviate the parking problem. He recommends that it be approved in spite of that because of some of the other amenities involved with the development.

Councilmember Towell noted that he understood that the area involved is essentially like the downtown area and that there should be provisions for having parking somewhere near but not a parking requirement for the development. He conceded that there is a parking problem in the Kirkwood area, but that was a City problem, and therefore does not regard it as an obstacle for passage.

Councilpresident Blume commented that there are plans to build more buildings on the back of the property, mostly craft shops, twenty-six shops in all when it is completed.

Resolution 76-5 was then adopted by a ROLL CALL VOTE of Ayes: 7, Nays: 0.

Councilmember Towell moved that Resolution 76-6 be introduced and read by the Clerk.

RESOLUTION 76-6
Adjustment of
Utilities Franchise Fees

Councilmember Middleton seconded the motion.

Resolution 76-6 was then read by Deputy Clerk Connors in entirety.

Councilmember Towell moved that Resolution 76-6 be adopted.

Councilmember Middleton seconded the motion.

Councilpresident Blume then read the legislative synopsis for Resolution 76-6.

Councilmember Kinzer then gave the Utilities/Public Facilities Committee report. She mentioned that she appreciated the time of Pat Gross and George Phipps in explaining the situation. She explained that only twenty-six paydays were figured into the City budget when there will actually be twenty-seven. The committee gave a Do Pass recommendation. She commented that the Appropriation Ordinance 76-3 is the follow-up of this Resolution.

Resolution 76-6 was then adopted by a ROLL CALL VOTE of Ayes: 7, Nays: 0.

Councilmember Towell moved that the minutes of August 25, 1975, and November 6, 1975 be approved.

MINUTES
August 25, 1975
November 6, 1975

Councilmember Kinzer seconded the motion.

The minutes were then approved by a unanimous voice vote.


Councilmember Towell moved that the meeting
be adjourned.

ADJOURNMENT

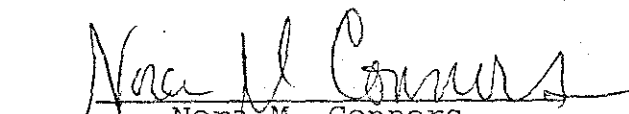
The meeting was then adjourned.

ADOPTED this _____ day of _____, 1976 by the Common
Council of the City of Bloomington.

APPROVE:


Glen J. Blume, President
Bloomington Common Council

ATTEST:


Nora M. Connors
Deputy City Clerk