

In the Council Chambers of the  
Municipal Building, on Thursday,  
February 7, 1974 at 7:00 p.m., with  
Councilpresident James S. Ackerman  
presiding.

REGULAR SESSION  
COMMON COUNCIL  
CITY OF BLOOMINGTON  
INDIANA

Present: Jack Morrison, Richard Behen,  
Hubert Davis, Brian De St. Croix,  
Wayne Fix, Charlotte Zietlow,  
Sherwin Mizell, Alfred Towell,  
James S. Ackerman

ROLL CALL

Absent: None.

Mark Goodson, Personnel Director;  
Tim Hodenfield, Aide to Board of  
Works; Martha Sims, City Controller;  
James Register, Corporate Counsel;  
Carl Chambers, Chief of Police;  
Grace E. Johnson, City Clerk;

CITY OFFICIALS PRESENT

About 25 other people including  
members of the press

OTHERS PRESENT

Councilman De St. Croix moved that  
the minutes of the Council Meeting  
of January 17, 1974 be approved as  
distributed. Councilman Morrison  
seconded the motion. The motion was  
carried by a unanimous voice vote.

Minutes

1/17/74

NONE

MESSAGE FROM THE MAYOR

Councilman Fix requested a report  
from the Utilities Service Board  
on the search for a Utilities  
Director. He asked that this be  
reported at the next Council  
Meeting.

MESSAGES FROM  
COUNCILMEMBERS

Councilpresident Ackerman read the  
following message from Councilman Davis:

A PERSONAL NOTE TO THE PEOPLE OF BLOOMINGTON  
AND ESPECIALLY TO MY CONSTITUENTS IN COUNCILMANIC  
DISTRICT NUMBER 5

From: Hubert T. Davis:

My medical condition concerns me greatly. I have  
sought help at the Indiana University Medical Center in  
Indianapolis and the Mayo Clinic in Rochester, Minnesota.  
My condition has continued to get worse until now I can  
barely speak or get around. Apparently my thought processes  
have not been affected so I can cast a carefully weighed  
and thought out yea or nea vote on matters that come before  
the Common Council and everything else has to be done in  
writing which means that I am slow and not nearly as effective  
as I might be.

During the last trip to the Mayo Clinic they treated me with  
cobalt which caused my hair to fall out as everyone had  
predicted. This is temporary but in the meantime I am  
wearing a wig which accounts for my abundance of hair.  
I am continuing to struggle in my attempt to funciton at  
what I consider to be a very minimal level. I will  
attempt to function as a Councilman to the very best of my  
ability.

Councilpresident Ackerman announced the  
appointments of Councilman Behen as liaison  
to the Board of Public Safety.

Councilpresident Ackerman also announced the reconstitution of the Agenda Committee as a standing committee of the Council-- Councilpresident Ackerman as Chairman, Councilman De St. Croix and Councilman Towell. Councilpresident Ackerman announced a new standing committee to Review and make Recommendations on Revenue Sharing with Councilwoman Zietlow as Chairman, Councilman Fix and Councilman Behen.

In relation to Councilman Davis's message Councilman De St. Croix said that he has had the opportunity to work with Councilman Davis and that inspite of his problems that Councilman De St. Croix has the greatest amount of confidence in his ability to carry out his responsibilities not only to his Councilmanic District but also to act responsibly in terms of the decisions that he has to make. Councilman De St. Croix said that he wanted to publicly express his support for Hubert Davis as he tries to deal with his current problem.

Councilpresident Ackerman said that Councilman De St. Croix's feelings are shared by the entire Council.

Councilwoman Zietlow said that the whole community is faced with a crisis in the financing of the schools. Councilwoman Zietlow said that she had written a letter on behalf of her district and herself to the Superintendent of the School Corporation and to the School Board urging them to consult with the City before making any kind of a decision. Because the impact of school closings on a community is a tremendous, community-wide one, Councilwoman Zietlow said that she hopes that the School Board and the City can work together. Councilwoman Zietlow said that she hoped that the School Board would be in direct contact with the City Administration and the Council.

Councilman Mizell said that he wanted to second Councilwoman Zietlow's statements and wondered if the Council wished to go on record as to supporting the School Board in its efforts to arrive at additional funding through state means. He felt that it would be important at the State level to know that another unit of government in the area is concerned about what happens to our schools.

Councilman De St. Croix added that he felt it was important to point out that the problems we are now seeing with the School Corporation are not ones that have come up over night but, ones that

we have been facing for a long time. The types of crisis that we are facing in Monroe County and across the State are ones that the State Legislature and the Governor's Office have a great deal of responsibility for and they have a clear responsibility to exhibit leadership that he felt was not exhibited in the adoption of the tax program, and the funding formula associated with that tax program that was passed by the last session of the legislator. He felt that one of the things this Council and members of this Community were going to have to do was to take a good hard look at that program and try and work constructively with members of the legislature and the Executive arm of State Government to see if there are ways to work with that package or another package or to modify that package so that we do not have this kind of crisis.

Councilman De St. Croix moved that the Common Council of the City of Bloomington go on record as acknowledging the financial crisis that the Monroe County School system finds itself in and ask that the appropriate State Agencies do all that they can to increase the amount of funding that they can for the next fiscal year, or allow us to raise our money through other means. Councilman Fix seconded the motion. The motion was carried by a unanimous voice vote.

Councilman Mizell asked for an update on the status of the capital grants application for the transportation system.

Councilman Mizell complemented Kenneth Rumble and La Verta Terry for what he considered jobs will done on the Board of Public Safety.

Councilman Towell said that he has spent two years with the Safety Board and knows all the individuals on the Board. He felt that they were very conscientious and enthusiastic and very careful in the things that they did. He said that being on the Board was an important part of thier lives. Councilman Towell said that he does not know a better Board in the City and that he felt that this was a first rate board. He hopes that the new people will come up to that standard.

Councilman De St. Croix moved that the Agenda be amended as follows: that Resolution 74-6

under item eight be moved up to item six, Scheduled Business, following the consideration of Resolution 74-7. Councilwoman Zietlow seconded the motion. The motion was carried by a unanimous voice vote.

Councilman De St. Croix moved that Ordinance 74-8 be introduced and read by the Clerk by title only. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-8  
Annexation at  
1824 S. Curry Pike.

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-8 by title only.

Councilman De St. Croix moved that Ordinance 74-9 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-9  
Amending Chapter  
14.09 of the City  
Code.

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-9 in its entirety.

Councilman De St. Croix moved that Appropriation Ordinance 74-2 be introduced and read by the Clerk. Councilman Fix seconded the motion. The motion was carried by a unanimous voice vote.

Appropriation  
Ordinance 74-2  
Kirkwood Mall

Grace E. Johnson, City Clerk, introduced and read Appropriation Ordinance 74-2 in its entirety.

Councilman De St. Croix moved that Appropriation Ordinance 74-2 be referred to the Revenue Sharing Sub-Committee for further study. Councilman Mizell seconded the motion.

Appropriation Ord 74-2  
referred to committee

Councilwoman Zietlow asked if a deadline was being set for return from the committee?

Councilpresident Ackerman said no.

The motion was carried by a unanimous voice vote.

Councilman De St. Croix moved that Resolution 74-7 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Resolution 74-7  
Dave Welsh/WTIU  
Commendation

Grace E. Johnson, City Clerk, introduced and read Resolution 74-7 in its entirety.

Councilman De St. Croix moved that Resolution 74-7 be adopted and that the typographical error in the spelling of David Welsh's name be corrected.

RESOLUTION NO. 74-7

WHEREAS: David Welsh of Indiana University television station WTIU plans to leave the Bloomington community shortly, and

WHEREAS: David Welsh saw the need for regular delayed telecasts of meetings of the Bloomington Common Council, and


WHEREAS: David Welsh was instrumental in implementing the telecasts, setting a precedent in the City of Bloomington, and

WHEREAS: the Bloomington Common Council believes that such telecasts of public meetings whether by cable or broadcast will become a norm in the future for many communities, and

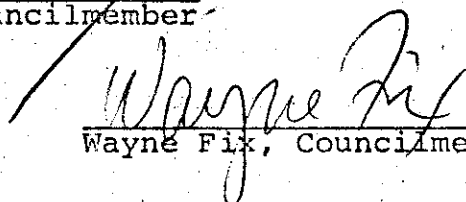
WHEREAS: the Common Council recognizes that the access telecasts offered to the public can bring about a new and better relationship between the public and its governmental institutions

NOW HEREBY BE IT RESOLVED THAT THE COMMON COUNCIL of the City of Bloomington commends and thanks David Welsh for the creation and implementation of said telecasts and commends Indiana University station WTIU for its continuing support of a service vital to the Bloomington community. We express our best wishes to David Welsh for all success in future endeavors.

passed by  
Council February 7, 1974

  
James S. Ackerman  
James S. Ackerman, Council president

  
Brian De St. Croix, Council member

  
Wayne Fix, Council member

Hubert T. Davis  
Hubert T. Davis, Councilmember

Charlotte T. Zietlow  
Charlotte Zietlow, Councilmember

Richard Behan  
Richard Behan, Councilmember

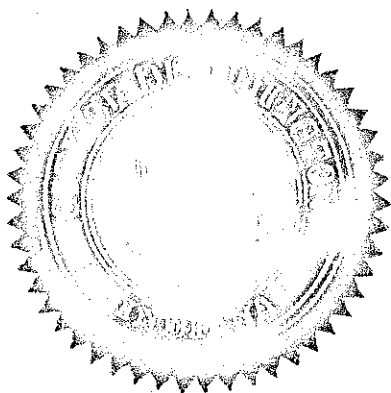
Sherwin Mizell  
Sherwin Mizell, Councilmember

Jack Morrison  
Jack Morrison, Councilmember

Alfred J. Towell  
Alfred Towell, Councilmember

approved by  
Mayor 2-22

Francis X. McCloskey  
Francis X. McCloskey



Councilwoman Zietlow seconded the motion.

Councilwoman Zietlow said that she did not feel that we can appreciate the telecasts of the City Council Meetings enough. Especially with only one major newspaper in the city it is important for people to get an alternative source of information for their assessment as to what goes on in the Council Meetings. Councilwoman Zietlow said that she would like to thank David Welsh accordingly.

Councilman Mizell asked that the Resolution be typewritten and signed by all the Councilmembers.

Councilpresident Ackerman said that when they moved to the city five years ago that it was hard to see how things were ran in the city and exactly who to contact when something was going wrong there was a feeling of being lost. Councilpresident Ackerman felt that since 1971 or so that a really dramatic change has taken placed in the community concerning communication between city government and the people of Bloomington. It was hard to know exactly when that began or what made it begin. There were certainly many factors. The League of Women Voters tried to inform the voters. Councilpresident Ackerman identified the I.U. Voters' Union and the Citizens Concern for Good Government as groups which caused the press of Bloomington to give more coverage to local city government. The turning point of this kind of communication took place with WTIU deciding to televise the Council Meetings. The trend that is happening nation wide is the moving away from the large centralized federal government back to local community involvement and local community controll. WTIUWTIU and David Welsh have put Bloomington far ahead of other communities in the area of communication.

Resolution 74-7 was passed by a ROLL CALL VOTE OF AYES 9; NAYS 0.

Councilman De St. Croix moved that Reoslution 74-6 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Resolution 74-6  
INPIRG

Grace E. Johnson, City Clerk, introduced and read Resolution 74-6 in its entirety.

Councilman De St. Croix moved that Resolution 74-6 be adopted by the Council be acclamation. Councilman Morrison seconded the motion.

RESOLUTION 74-6

WHEREAS: the Bloomington Common Council on the 16th day of March 1972 by Resolution 72-18 urged the administration of the Bloomington Campus at Indiana University to encourage the establishment of the Indiana Public Interest Research Group and

WHEREAS: in the period since then the Indiana Public Interest Research Group has indeed become a primarily student-funded, student-directed research and action group working for constructive social change within the established legal and political structure and

WHEREAS: through the Indiana Public Interest Research Group students, faculty and other people from the community have united to examine problems of public concern and have presented informed opinions on a number of problems.

NOW HEREBY BE IT RESOLVED that the COMMON COUNCIL of the City of Bloomington reaffirm its endorsement of the Indiana Public Interest Research Group and encourage the Indiana University Board of Trustees and the administration of the Bloomington Campus to continue their support of the Indiana Public Interest Research Group.

passed by  
Council

February 7<sup>th</sup>, 1974

James S. Ackerman

James S. Ackerman  
President  
Bloomington Common Council

approved by  
Mayor

February 8, 1974

Francis X. McCloskey  
Francis X. McCloskey, Mayor



Randall Ogg, President of INPIRG, read the following: We would like to thank the Council for this opportunity. We would like to make the citizens of Bloomington aware of some of the projects that we have been involved in the last year. Most notably has been our intervention in the Bell rate increase. Our intervention against the directory assistance charge. I would like to remind everybody that the citizens of Bloomington as well as the citizens throughout the state are going to save money as a result of this. We have prevented Indiana Bell from charging 20¢ for a directory assistance charge. INPIRG has been involved in a case that has been a great educational benefit for the community members here in Bloomington. We have sponsored and encouraged public hearings in the city. I would like to remind the people of the surveys that we carried out last year and will continue to do so this year. We have done the grocery price survey, prescription drug survey, dangerous toy survey. Numerous dangerous toys on the shelves in Bloomington have been removed because of the survey, bank interest survey, auto repair survey and a flammable fabric survey. We have also been involved in apposition to the repeal of the phosphate band and disclosed information concerning the link between the Citizens Committee for Clean Laundry and Clean Water and FMC Corporation that make and manufacture phosphates. We also disclosed evidence refuting scientific literature that they have made public.

We presently operate a consumer complaint center. That handles complaints about problems in the market places. Its services are available to all community members. We were primarily responsible for the shutting down the operation of a fraudulent door to door magazine salesman in the Bloomington area. We have also been involved in the weight reducing frauds in Indiana. We also provide information pamphlets on consumer protection including a "Laymen's Guide to the Landlord Tenant Ordinance" and "How to Sue in Small Claims Court."

Councilwoman Zietlow added that as a consumer she felt that these services have been a great benefit to the community. She expressed her appreciation to INPIRG.

Councilman Towell said that when we had two newspapers one of them was quite eager to carry the grocery store surveys and the other one was not. Now we have only the newspaper that was not willing to carry the survey. Councilman Towell urged the Herald Telephone to reconsider its ways.

Councilpresident Ackerman pointed out

that the Indiana Daily Student also carries it.

Resolution 74-6 was passed by ACCALMATION

Councilman De St. Croix moved that Ordinance 73-81 be introduced and read by title only. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 73-81  
Commission on  
the Status of  
Women

Grace E. Johnson, City Clerk, introduced and read Ordinance 73-81 by title only.

Councilman De St. Croix moved that Ordinance 73-81 be adopted. Councilman Morrison seconded the motion.

Councilpresident Ackerman explained that this was the Ordinance that was passed by the Council in the month of January. Since then it was vetoed by the Mayor so it is now necessary to have six votes to override this veto.

Councilman De St. Croix requested that the Mayor's explanation as to why the Ordinance 73-81 was vetoed be included into the written record.

VETO MESSAGE BY MAYOR FRANK McCLOSKEY  
ON AN ORDINANCE ESTABLISHING A COMMISSION  
ON THE STATUS OF WOMEN

Pursuant to Indiana Code 1971, 18-1-6-2, this statement constitutes a veto of Ordinance 73-81, an ordinance creating a Commission on the Status of Women.

This ordinance brings to our immediate attention a concern that I share with many of those citizens who support it. Problems exist within the areas of education, manpower, and employment that are legitimately pressing us for solution.

However, this commission has been developed without adequate concern for coordination among existing programs in the human resources area. There seems to be a feeling that where a social need is identified, a commission should be established to address that need. I do not share that view.

We must utilize more fully the administrative framework and resources already available to us. I point specifically to the Human Rights Commission and its full-time staff attorney. The non-legal aspects of equal opportunity, which are fundamentally human resources concerns, could be assigned for study to a subcommittee of the Commission's membership.

There is insufficient justification for an additional financial commitment from the City in this area.

Councilwoman Zietlow said that she felt that we were all acquainted with the Mayor's statements about the Ordinance and his veto and she felt that they had already been answered

-5-

In the discussion before the Ordinance was passed.

Councilman Morrison said that he supports the Mayor's stand and therefore voted NO.

Ordinance 73-81 was adopted by a ROLL CALL VOTE OF AYES 7; NAYS 2. Nays: Morrison and Behen.

Councilman De St. Croix moved that Ordinance 74-7 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-7  
Repealing Chapter  
2.79 of the  
City Code.

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-7 in its entirety.

Councilman De St. Croix moved that Ordinance 74-7 be adopted. Councilman Morrison seconded the motion.

Councilman De St. Croix explained that as a followup to the repeal of the Ordinance that created the Economic Development Commission that they had planned to introduce Ordinance 74-10 Creating an Economic Development Commission with a reformulation of the Commission. That has been withdrawn from the Agenda at the request of the Mayor's Office. The Mayor's Office is currently trying to make sure that the Ordinance that we do develop takes into consideration the number of factors that are becoming more pressing to this community. We are facing a very serious crisis now because of the state of the national, state and local economies that will have a serious effect on any mandate an Economic Development Commission is given. The Mayor's Office is also currently talking with members of the city and the county trying to formulate the best possible approach to developing an Economic Development Commission that addresses the concerns of the total community.

Councilman Towell said that the report that was issued by the Commission that we are about to repeal was very political and in some ways an insult to many members of the community. Councilman Towell felt an urgency about the repeal of this Commission.

Ordinance 74-7 was adopted by a ROLL CALL VOTE OF AYES 7; NAYS 0. Abstention: Morrison

Councilman De St. Croix moved that Ordinance 74-2 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-2  
To amend Chapter  
15.64 of the City  
Code. "No Parking"

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-2 in its entirety.

Councilman De St. Croix moved that Ordinance 74-2 be adopted. Councilman Towell seconded the motion.

Councilman Towell said that he was in favor of the Ordinance. He said that he had been up and down Grant Street since the change and he felt it was a great improvement. However, he did want to bring out that there were some people that are living in the area who were adversely affected by the change. Councilman Towell did not think that they had a chance to speak when it was appropriate. Councilman Towell noted that he would like people to have an early chance to say that a traffic change affects them adversely and here are the reasons why, before there is a long period of time and a lot of money spent for signs and painting. Councilman Towell then recommended that there be a waiting period between the suggestion for change and the trial so that citizens could respond to the suggestion.

Councilman De St. Croix asked Carl Chambers, Chief of Police, to respond to a request from the Council at the last meeting to review the 90 day order procedures.

Carl Chambers said that the Chief of Police can initiate an emergency 90 day order without taking it to the Traffic Commission. The Police Department has not been doing this. All request for street changes, traffic signs, etc. are initiated in the Traffic Commission. Carl Chambers said that it is very expensive to put up traffic signs or change streets especially when you are working with several blocks such as Grant Street. There was not a notice given the first time of the change. He was absent from that Traffic Commission. It was rather expensive to change it to one way going south with parking on both sides. It was expensive again to change it back around. He urged adoption of a waiting period to take some of the pressure off the Police Agency and the Traffic Commission.

Councilman Ackerman indicated that he would work with Chief Chambers on a proposal for changing the procedure.

Carl Chambers said that there was some concern about following through on the 90 day Ordinances once they had been written. He brought this up at the Traffic Commission and the Traffic Commission now is going to follow through after the first thirty days of the 90-day Ordinance. They are going to monitor and try to get better citizen's input. They will

than follow up with a recommendation to the Council on the approval or disapproval.

Chief Chambers indicated that he thought it would be proper for the Council to take action on Grant Street at this meeting.

Ordinance 74-2 was passed by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Ordinance 74-6 be introduced and read by the Clerk. Councilman Towell seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-6  
Amending Chapter  
15.36 of the City  
Code. "One Way  
Streets and Alleys"

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-6 in its entirety.

Because of the confusion over the wording of the Ordinance Councilman De St. Croix moved that Ordinance 74-6 be tabled indiffinately. Councilman Mizell seconded the motion.

Councilman De St. Croix changed his motion with the approval of his second to read tabled temporarily.

The motion to table Ordinance 74-6 was carried by a ROLL CALL VOTE OF AYES 7; NAYS 0.

Councilman De St. Croix moved that Ordinance 74-1 be introduced and read by the Clerk by title only. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-1  
zoning

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-1 by title only.

Councilman De St. Croix moved that Ordinance 74-1 be adopted. Councilman Morrison seconded the motion.

Councilman Mizell moved that Ordinance 74-1 be amended to read under Section 1, sub-paragraph 1B, third sentence from the bottom, "in the land described from its present SI special institutional district to an RL moderate-density multidwelling family zoning classification." Councilman De St. Croix seconded the motion.

Councilpresident Ackerman asked if this amendment brought it into conformity with the original recommendation of the Planning Commission?

Councilman Mizell explained that the Planning Commission approved the two categorized BA and RL. It is incorrectly stated here as BA and RH.

The motion to amend Ordinance 74-1 was approved by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Ordinance 74-1 be adopted as amended. Councilman Mizell seconded the motion.

Councilpresident Ackerman read the followin explanation from the Planning Department concerning the rezoning. "It was undertaken by the Planning Commission to correct map errors. Mr. Howard was understandably concerned to find that his property was zoned only for institution use. A zoning study was than initiated. The staff felt that since Mr. Howard wished to stay in his home the rezoning of the 17th Street frontage was marginal at this time. However the staff was in agreement with the Plan Commission that if the subject property were to be zoned commercially the proper classification would be BA arterial business. The difference between Staff and Commission positions was a matter of timing not a question of which zone to apply."

Ordinance 74-1 was passed by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Ordinance 74-3 be introduced and read by the Clerk by title only. Councilman Towell seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-3  
Annexation at  
2217 Georgetown Rd.

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-3 by title only.

Councilman De St. Croix moved that Ordinance-74-3 be adopted. Councilman Morrison seconded the motion.

Councilpresident Ackerman asked the Corporate Counsel, James Regester, to briefly describe the property involved in this annexation.

James Regester, Corporate Counsel, said that the land covered by proposed Ordinance 74-3 is a voluntary request by the owners. Ethan D. Alyea Jr. and Sandra D. Alyea. The land is located west of High Street and south of Hill Side Drive. It contains seven acres. 1320 feet east and west and 231 feet north and wouth. It is assumed the land if annexed will be a subdivided and developed into an addition.

Ordinance 74-3 was passed by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Ordinance 74-4 be introduced and read by the Clerk by title only. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-4  
Annexation of the  
Loyal Order of Moose.

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-4 by title only.

Councilman De St. Croix moved that Ordinance 74-4 be adopted. Councilman Morrison seconded the motion.

Councilpresident Ackerman asked that Mr. Regester explain Ordinance 74-4.

Mr. Regester explained that this was a request by the Moose Lodge for the annexation of the land which is on the north side of Bloomfield Road and the West side of Cory Lane. The land contains about 8 1/2 acres. It is a voluntary request by the Moose Lodge which now owns the real estate. David Hays is Govenor of the Lodge.

Councilman Mizell said that this was property that was before the Plan Commission for rezoning which would allow the Moose Lodge a variance allowable on the RS zone. There was a problem there because they wanted to have a liquor license. This is not allowed in an RS zone but it would be allowed in a club, paternal organization etc,. It would be allowed as a variance.

Councilman Behen said that he hoped that sewer lines would be brought into this area to help with the Twin Lakes pollution problem.

Councilman Mizell said that the Planning Commission was extremely happy to have the Moose Lodge undertake the initiative to get a trunk line in that area.

Councilman Mizell said that the Moose Lodge should have been informed through its attorney that the Plan Commission recommended no building permit be given unless there was adequate evidence that the sewer was available.

Ordinance 74-4 was passed by a  
ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Ordinance 74-5 be introduced and read by the Clerk by title only. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Ordinance 74-5  
Annexation  
Pancho's Villa  
Restaurant

Grace E. Johnson, City Clerk, introduced and read Ordinance 74-5 by title only.

Councilman De St. Croix moved that Ordinance 74-5 be adopted. Councilman Towell seconded the motion.

Mr. Regester explained that this was a voluntary request for the annexation of part of lot six and all of lot seven of Miller Court, on the east side of North Walnut Street. It is known as Pancho's Villa. It is north of 17th

Street and south of Matlock Road

Councilpresident Ackerman asked if the land of both sides is already a part of the city?

Mr. Register said that it was. This is some of the land that has not yet been annexed.

Ordinance 74-5 was passed by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Resolution 74-5 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Resolution 74-5  
Budget Transfer

Grace F. Johnson, City Clerk, introduced and read Resolution 74-5 in its entirety.

Councilman De St. Croix moved that Resolution 74-5 be adopted. Councilman Morrison seconded the motion.

Resolution 74-5 was passed by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilpresident Ackerman called for any petitions and communications from the citizens of Bloomington.

Mrs. Baker said that over two years ago there was an appropriation made to do a flood study in the Karst area which is in the two mile fringe. Mrs. Baker asked if anyone knew what had happened to that report?

Councilman Mizell said that the study had been approved by the Federal Government but than there was a delay in the determination of which agency of the Federal government would do the study.

Councilman Fix said that it was not quite underway yet but they have decided who is going to do it. They had a meeting with the Planning Department today or yesterday to get started on it.

Councilman Fix said that it would be done by the Coast and Geodetic Survey, being paid for from the Housing Urban Development.

Councilman De St. Croix moved that Resolution 74-8 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Resolution 74-8  
Temporary loans

Grace E. Johnson, City Clerk, introduced and read Resolution 74-8 in its entirety.

Councilman De St. Croix moved that Resolution 74-8 be adopted. Councilman Morrison seconded the motion.



RESOLUTION No. 74- 5

BUDGET TRANSFERS

BE IT HEREBY RESOLVED by the Common Council of the City of Bloomington, Indiana, that the City Controller of said City may adjust the appropriations of the following budgets, to-wit:

GENERAL FUND

PERSONNEL DEPARTMENT

From	1. SERVICES PERSONNEL		
	11 Salaries & Wages	\$ 400.00	
To	2 SERVICES CONTRACTUAL		
	26 Other Contractual Services		\$400.00

SPECIAL FUNDS

PARK & RECREATION DEPARTMENT

From	3 SUPPLIES		
	362 Stationery & Printing	\$ 2,500	
To	363 Other Office Supplies		\$ 2,500
From	363 Other Office Supplies	\$16,200	
To	37 Other Supplies		\$16,200

CUMULATIVE CAPITAL FUND

From	7 PROPERTIES	\$12,000	
to	4 MATERIALS		
	41 Building Materials		\$ 7,000
	2 SERVICES CONTRACTUAL		
	25 Repairs		\$ 5,000

APPROVED: February 7<sup>th</sup>, 1974

James S. Ackerman  
James S. Ackerman, President  
Common Council

APPROVED: February 8<sup>th</sup>, 1974

Francis X. McCloskey  
Francis X. McCloskey, Mayor  
City of Bloomington, Indiana

RESOLUTION No. 74-8

TEMPORARY LOAN

BE IT HEREBY RESOLVED by the Common Council of the City of Bloomington, Indiana, that the Controller of said City is hereby empowered to make the following advance of funds for the purpose of cash operating balance, such advance to be secured by a pledge of taxes to be received which are not otherwise allocated, to-wit:

FROM: Local Road and Street Fund . . . \$ 50,000  
TO: Parks & Recreation Dept. . . . . \$50,000

APPROVED: February 7<sup>th</sup>, 1974

James S. Ackerman  
James S. Ackerman, President  
Common Council

APPROVED: February 8<sup>th</sup>, 1974

Francis X. McCloskey  
Francis X. McCloskey, Mayor  
City of Bloomington

Mrs. Sims explained that it was necessary for the Department of Parks and Recreation to borrow this money to operate until the first property tax distribution.

Resolution 74-8 was passed by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Resolution 74-9 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

Resolution 74-9  
Investment of Funds

Grace E. Johnson, City Clerk, introduced and read Resolution 74-9 in its entirety.

Councilman De St. Croix moved that Resolution 74-9 be adopted. Councilman Morrison seconded the motion.

Councilman De St. Croix moved that Resolution 74-9 be amended to include an investment of \$50,000 from the General Fund for thirty days and \$40,000 from the Motor Vehicle Highway Fund for thirty days. Councilman Fix seconded the motion.

The motion to amend Resolution 74-9 was carried by a ROLL CALL VOTE OF AYES 8; NAYS 0.

Councilman De St. Croix moved that Resolution 74-9 be adopted as amended. Councilman Mizell seconded the motion.

Councilman De St. Croix moved that Resolution 74-9 be amended to change the total to \$3,378,000. Councilman Towell seconded the motion. The motion was carried by a unanimous voice vote.

Councilman De St. Croix moved that Resolution 74-9 be adopted as amended. Councilman Towell seconded the motion.

Resolution 74-9 was passed by a ROLL CALL VOTE OF AYES 8; NAYS ).

Councilman De St. Croix moved that Resolution 74-10 be introduced and read by the Clerk. Councilman Morrison seconded the motion. The motion was carried by a majority voice vote. Dissenting: Mizell.

Resolution 74-10  
Message to the  
Plan Commission  
requesting zoning  
of the Alexander  
Farm.

Grace E. Johnson, City Clerk, introduced and read Resolution 74-10 in its entirety

Councilman De St. Croix moved that Resolution 74-10 be adopted. Councilman Morrison seconded the motion.

Councilman Towell asked the City Attorney about the liality of reintroducing this after a failed tie vote?

RESOLUTION No. 74-9

INVESTMENT OF FUNDS

BE IT HEREBY RESOLVED by the Common Council of the City of Bloomington, Indiana, that the Controller of said City is hereby empowered to make the following investments into Government Securities or Certificates of Deposit yielding the highest rate of interest obtainable, consistent with safety, to-wit:

FUND	AMOUNT	MATURITY DATE
CUMULATIVE CAPITAL FUND	\$170,000	30 Days
FEDERAL REVENUE SHARING TRUST FUND	250,000	30 Days
N D P FUND- REDEVELOPMENT	1,000,000	30 Days
PARKING METER FACILITIES	20,000	30 Days
LOCAL ROAD & STREET FUND	50,000	30 Days
PARKING REVENUE BOND Proj B	8,000	30 Days
WATER BOND & INTEREST FUND	600,000	30 Days
WATER DEPRECIATION	550,000	30 Days
SEWAGE WORKS SINKING FUND	225,000	30 Days
SEWAGE WORKS CONSTRUCT FD.	100,000	30 Days
SPECIAL WATER CONSTRUCTION	280,000	30 Days
WATER METER FUND	35,000	30 Days
General Fund	50,000	30 Days
Motor Vehicle Highway Fund	40,000	30 Days
Total Investments	\$3,378,000	

APPROVED February 7<sup>th</sup>, 1974

James S. Ackerman  
James S. Ackerman, President  
City Council

APPROVED February 8<sup>th</sup>, 197

Francis X. McCloskey  
Francis X. McCloskey, Mayor  
City of Bloomington

Filed

RESOLUTION 74-10

WHEREAS: the City Plan Commission has considered a petition for a change of zone of eighteen (18) acres of land, located in the Northwest Quarter Section of Section 35 of Bloomington Township and generally described as the Alexander Farm, and

WHEREAS: the City Plan Commission did recommend that the above described land be rezoned from its present RS-Single Dwelling Residential District to an RH-High Density Multidwelling zoning classification, and,

WHEREAS: said City Plan Commission recommendation was incorporated into Ordinance 73-85 for consideration by the Common Council of the City of Bloomington, and,

WHEREAS: the Common Council of the City of Bloomington has held public hearings to consider said Ordinance 73-85, and,

WHEREAS: the Common Council of the City of Bloomington has entertained a motion that said Ordinance 73-85 do pass, and,

WHEREAS: said motion that Ordinance 73-85 do pass resulted in dead locked vote.

NOW HEREBY BE IT RESOLVED by the COMMON COUNCIL of the City of Bloomington, Indiana:

Section 1. That pursuant to §62.IC 1971.18-7-5, Burns 1964 Replacement. §53-760, the matter of the change of zone for the above described land, also described in Appendix A, be remanded to the City Plan Commission for hearing during the month of March, 1974.

Section 2. That said matter of the change of zone of the land described in Appendix A be remanded to the City Plan Commission with the following instructions, to-wit;

Filed

(a) that the zoning of the property to the East of the Alexander Farm, covering the few remaining acres between the Alexander Farm and the ravine of Griffy Creek be studied and reviewed along with that land described in Appendix A, and that a recommendation be forwarded to Council as to the proper zoning classification for the whole.

(b) that the zoning should follow the Planning Department's original recommendation and Staff Report, RL-Low Density Residential along East 10th Street, roughly six hundred (600) feet in depth and RH-High Density Multidwelling Residential for the remainder of the described property.

passed by  
Council \_\_\_\_\_

\_\_\_\_\_  
James S. Ackerman  
President  
Bloomington Common Council

approved by  
Mayor \_\_\_\_\_

\_\_\_\_\_  
Francis X. McCloskey, Mayor

APPENDIX A

The East one-half of the Southeast quarter of the Northwest quarter of Section Thirty-five (35), Township Nine (9) North, Range One (1) West, in Monroe County, Indiana, EXCEPTING THEREFROM the following described real estate, to-wit: Beginning at the Southwest corner of the East one-half of the Southeast quarter of the Northwest quarter of said Section Thirty-five (35), running thence North Three Hundred Ninety-six (396) feet, thence East Two Hundred Twenty- (220) feet, thence South Three Hundred Ninety-six (396) feet, thence West Two Hundred twenty (220) feet to the place of beginning. Containing 18 acres, more or less.

Mr. Regester explained that they were not reintroducing this. He explained the Council would be sending the material back to the Planning Department with instructions to them to reshape a new ordinance after proper hearings have been held.

Councilman Towell asked if this means that there need not be a delay on any property that we turn down on zoning because they can change the request slightly or in some fashion and it can be reintroduced.

Mr. Regester said that was not his position. It was Mr. Regester's judgment that the Council was simply sending this matter which failed adoption back to the Planning Department with a recommendation that they start all over.

Councilman Towell said that the difference was that the petitioner was not initiating this.

Mr. Regester explained that did not make any difference. There is not a law that a land owner initiate the zoning. That can be initiated by the Council if they wish.

Councilman Towell said that there would be a delay of a year before the petitioner could reinstate it.

Mr. Regester said that that is true but that is not being done here. The delay feature applied only to the applicant. In this case the application failed to seek the proper legal approval. That would not prevent the Council on its own motion to reinstate the whole proceedings. Mr. Regester emphasized that the Council was not at this point passing a new zoning ordinance but, that they were simply sending this back to the Planning Department with instructions and the Council can do this.

Council President Ackerman said that he did feel that the questions Councilman Towell brought up were very appropriate. Council President Ackerman explained that the resolution gave the history of the considerations that had been going on with this piece of property. A week ago there was an executive meeting of the council that was attended by eight councilmembers in which an informal consensus was reached to pass this back to the Planning Commission. Council President Ackerman said that he, as a private citizen, could request that this be put on the Planning Commission's agenda in March. This resolution is simply making the request representative of what Council President Ackerman took to be the consensus of the Council.



Councilman Towell indicated that a resolution like this formally passed or informally passed was not compelling to the Plan Commission in any way.

Mr. Register said that he did not feel that was 100% correct. Anybody can request a rezoning of land it does not have to be the owner of the land. Anybody of the city, particularly the Common Council, can do this. The City Council could not at this point formulate a new ordinance or amend the one that failed to pass. The most that this resolution could do would be to activate the Planning Department to proceed with the formulation of an ordinance to comply with the wishes of the City Council.

Mr. Register reiterated that a resolution of this kind does not have any binding effect on the Planning Department and certainly not on the Planning Commission. It is proper if this body so desires to express this wish.

Mrs. Mary Baker expressed a concern that the Council may be setting a precedent by passing such a resolution, and that in the future all those denied rezoning would expect the same treatment.

Council president Ackerman said that he felt some obligation to encourage the Plan Commission to act on this property because this land was not acted upon when the Council was going through the zoning map last year due to litigation. Therefore the four to four vote causes the land to go back to a classification that a majority of the Council does not feel proper for the area.

The following statement was read by Mrs. Kathy Nugent:

We, the residents of the East Tenth Street area, having obtained legal counsel concerning the proposed resolution 74-10, wish to inform you that the resolution in question is at variance with the state laws in the following particulars.

1. Burns Statute 53-760, on which Res. 74-10 rests, does not apply, for the following reasons:
  - a. Sec. 53-760 applies only to preliminary reports of the Plan Commission. Ord. 73-85 was a final report, phrased as a finished ordinance.
  - b. The four-four deadlock on Ord. 73-85 was a defeat for the ordinance. This is true not only because the ordinance failed to pass on a final vote of the council but because conflicts of interest rendered crucial affirmative votes invalid. Sec. 53-760 refers to amendments of plan commission reports, and it is a violation of procedures to amend an ordinance after it has been defeated.
2. The RL zone proposed by the Planning Dept. would not change in any way the planned use of the land.
  - a. The RL zone proposed by the Planning Dept. is drawn so as to coincide perfectly with the developer's

original plans to develop 312 units in the area, since it proposes to put the zone where the developer planned to locate mostly driveways, parking lots, and a small picnic area. As such it would not result in any difference in the proposed use of the land.

- b. The RL zone is so drawn that it does not buffer anything. The land to the south is already zoned RL and RH. The need for a buffer is to the north and east.

Therefore, the resolution violates the clear intent and purpose of Burns Statute 53-765, which prohibits reconsideration of a defeated rezoning proposal for at least one year after the defeat.

- 3. The resolution is in violation of Burns Statute 53-701, which states:

It is the object of this legislation to encourage local units of government to improve the present health, safety, convenience, and welfare of their citizens and to plan for the future development of their communities to the end that highway systems be carefully planned, that new community centers grow only with adequate highway, utility, educational, and recreational facilities; . . . that residential areas provide healthy surroundings for family life; and that the growth of the community is commensurate with and promotive of the efficient and economical use of public funds.

The resolution violates Sec. 53-701 in the following ways:

- a. Evidence presented in this room has established that:
  - 1. The highway is inadequate; it has at least twice the traffic volume recommend, as a "C level" compromise, in the Topics Report; it has been rated as highly inadequate by the State Highway Dept.; and its inadequacies cannot be remedied merely by minor improvements at the corner of East Tenth Street and the S.R. 46 Bypass.
  - 2. Increased development, which has been steadily occurring, and which is beyond the control of Bloomington City officials, will increase this problem in years to come.
  - 3. The construction of Fountain Park II, which would be permitted by the Planning Dept. recommendation referred to, would probably, by itself, increase the traffic volume by over 30%.
  - 4. Extensive contacts with State Highway officials indicate that there is no reason to expect improvement of East Tenth Street in the foreseeable future.
- b. The adequacy of the Meadow Park sewer lift station to handle the additional sewage generate by such developments east of the Griffey ravine, has not been conclusively established with data made available to the public.
- c. Other zonings, such as RS-PUD, or a mixture of zones, resulting in an RS zone at the ravine, would be economically feasible.

In consequence of the above, we will seriously consider seeking a legal remedy if Resolution 74-10 is passed by the Bloomington Common Council.

This was signed by	Mrs. Walter Nugent	Carrie Morrison
Jerry Brown	Vice-President	President
President G.H.N.A.	G.H.N.A.	Eastern Heights Ass.

Councilman De St. Croix said that in the earlier part of Mrs Nugent's statement she referred to crucial affirmative votes that show a conflict of interest. Councilman De ST. Croix asked Mrs. Nugent to expand on that remark.

Mr. Harold Lindman explained that he had previously brought to this council the fact that two votes on the original Plan Commission resulted in a conflict of interest. That was the conflict of interest referred to in their statement.

Mr. Register indicated that he did not find the passage of this Resolution in conflict with any Indiana Statutes.

Councilpresident Ackerman pointed out that the land being considered now was a different parcel from that proposed in the old ordinance. This land goes beyond the eastern boundary of the Alexander farm to the ravine and includes other land along the highway this was not part of the 73-85 petition.

Mrs. Gloria Enguidanas spoke against the Resolution arguing against special consideration for this developer.

Mrs. Marie Harlan spoke against the resolution questioning the special consideration being given to this developer and arguing that the Council had zoned the property in the zoning ordinance by saying the outcome of the litigation would determine the zoning. The result of the litigation was RS.

Councilpresident Ackerman indicated that he resented the implication from Mrs. Harlan and Mrs. Enguidanos that there were special pressures being placed upon the Council to hasten any kind of decision. He explained that this was not the case.

Councilman Fix indicated Corporate Counsel had convinced him that the Resolution has no legal impact, but passage might set a precedent. He felt that since all the ordinances are going to be initiated by the Plan Commission the Council might as well as let them do it and forget about this resolution.

Councilman Mizell said that when the Plan Commission forwarded to this Council the copy of the proposed zoning ordinance and its accompanying map, the plan Commission had decided that the property under question, the 18 acres on E. 10th Street, was at that time under litigation. The Plan Commission's decision was that, depending upon the court decision, their recommendation would either be RH or RS. So that in fact, the Plan Commission had considered the entire area and said to the Council if the Court decision holds that there was an invalid vote on the Plan Commission the land would be zoned RS just as its adjacent land. However, if the court held that it was

not an invalid vote then it would be zoned RH. The Council recieved that set of maps with this information on it and was perfectly free to discuss it, vote on it, change it, do anything it wished, as in fact it did over the rest of the maps with the exception of the Miller Drive area.

Councilpresident Ackerman said that the Plan Commission resolved this but that the Council was not given a chance to vote on this.

Councilwoman Zietlow said that we could have voted but we had no guarantee that the Council's vote would be effective.

Councilpresident Ackerman said that he felt that legal issues had been raised here and he appreciated the fact that they had been put upon the record. The Council was not in a position to resolve them. They probably will be resolved in the Courts and that the Council should proceed with the vote.

Councilman De St. Croix said that he had voted for this rezoning in both incidences. He has supported the rezoning however, the arguement that this procedure sets up a bad precedent is a sound one and therefore he was forced to vote NO.

Councilwoman Zietlow said that Councilman De St. Croix stated her position. She had voted for this rezoning twice. But felt that this should come through regular channels. and voted NO.

Councilman Towell said that he voted for this ordinance once, voted against it the next time. His reasons were well known and voted NO

Resolution 74-10 failed by a ROLL CALL  
VOTE OF AYES 4; NAYS 5.  
AYES: Morrison, Behen, Davis,  
Ackerman

Councilman De St. Croix moved that Ordinance 74-6 be removed from the table. Councilman Morrison seconded the motion. The motion was carried by a unanimous voice vote.

After discussion of proper amendment procedures, Councilman De St. Croix moved that Ordinance 74-6 be tabled indefinitely and that the legal department be instructed to draw up a proper ordinance to deal with this problem for the next meeting. Councilman Morrison seconded the motion.

The motion was carried by a ROLL CALL  
VOTE OF AYES 9; NAYS p

Frank Thomas, Environmental Commission.  
The Environmental Commission has discussed the matter of the noise ordinance and has asked that the

REPORTS FROM OFFICIAL  
BOARDS AND COMMISSIONS  
Frank Thomas,  
Environmental  
Commission

official review be held off until the month of March. Mr. Thomas showed the Council a proposed form for citing people on violations of the noise ordinance.

Councilman De St. Croix requested that the Environmental Commission report on the Noise Ordinance on the second meeting in March. That was the consensus of the Council.

Councilman De St. Croix requested that Chief Chambers make a report on the noise ordinance and the enforcement procedures and his prospectives on it from the police departments view point at that same time. That was the consensus of the Council.

NONE

REPORTS FROM  
STANDING COMMITTEES

NONE

REPORTS FROM  
SPECIAL COMMITTEES

Councilpresident Ackerman said that Bill Wilson was scheduled to give a report on the status of the Parks and Recreation Bond but he has said that there will be a first reading of something at the next Council meeting so it was not appropriate to give a verbal report at this time.

Grace E. Johnson, City Clerk, gave the year end report from City Court which is attached.

Councilman De St. Croix moved that Mayor McCloskey's nomination of Joseph Walker to the Human Rights Commission and reappointment of Mrs. Joan Caulton to the Housing Quality Appeals Board be approved. Councilwoman Zietlow seconded the motion.

Councilman Towell said that Mrs. Joan Caulton only served three months before her term expired. She is very interested, Councilman Towell thought a very fine appointment.

Councilman De St. Croix pointed out that Rev. Walker has been a long time involved citizen in this community. He felt that he was an excellent appointment to the Human Rights Commission.

The MOTION WAS CARRIED BY A UNANIMOUS VOICE VOTE.

Councilpresident Ackerman said that the final item for discussion was the renewal of the Taxie Cab Licenses. The Campus Cab Company and the Yellow Cab Company

OTHER NEW BUSINESS

Councilman Behen raised the question of whether the Cab Companies were

carrying adequate liability and questioned also whether they could afford to pay more

Councilman De St. Croix asked Chief Chambers about the driving behavior of the cab drivers. Did Chief Chambers see them as a particular enforcement problem?

Chief Chambers indicated that he had not figures concerning the driving records of the Cab Drivers. He noted that the responsibility of his Department was to inspect the vehicles and certify that they have passed. Which they have done in this case.

Councilman De St. Croix said that he would like to recommend, with Council concurrence, that we approve the request for licenses at this time but make it clear to the cab companies, that the Council would like to review this issue at least two months in advance of the expiration of thier licenses next year and that we would like to include a number of items including insurance, safety records of the cabs over the year, driver's habits and performance in the community as public conveyers over that period of time. That gives the cab companies a fair period of time to respond to what are some honest concerns on the part of Councilmembers without putting them in a forced position and at the same time it gives the Council an opportunity to excercise its responsibility.

Councilwoman Zietlow said that perhaps within the next year it would be worth while to look into the practices of the cab insuring in other communities as well.

The motion to approve the 1974 Applications of the Campus Cab and the Yellow Cab Company with a further communication concerning tightening up the guidelines is passed by the Council by a ROLL CALL VOTE OF AYES 8; NAYS 1; Nays: Towell.

Councilman Towell said that he was infavor of approving the licenses but that he would like to see a more considerate exploration of the other questions. So the joint motion was what Councilman Towell voted against.

Councilman De St. Croix requested that Councilman Ackerman appoint a committee to work this out.

Councilpresident Ackerman said that he would be glad to.

NONE

UNFINISHED AND  
MISCELLANEOUS  
BUSINESS

CITY COURT OF BLOOMINGTON

William H. Andrews, Judge

Grace E. Johnson, Clerk

Yearly Report

1973

Receipts for 1973:

Fines & Costs Paid	\$121,802.40
Cash Bonds Posted	62,189.00
Trust Funds Posted	<u>9,470.74</u>

Total Receipts for 1973 \$193,462.14

Disbursements for 1973:

1. Louise Goodman, Treasurer	
a. state fines & forfeitures	\$55,882.40
b. state prosecutor's fees	25,003.00
c. county prosecutor's fees	10,065.00
2. City of Bloomington	
a. criminal docket fees	22,170.00
b. civil docket fees	3,025.00
c. city fines	1,251.00
3. Bureau of Motor Vehicles	4,406.00
4. Cash Bonds Refunded	59,368.00
5. Trusts Dispersed	<u>9,782.84</u>

Total Disbursements for 1973 \$190,953.24

Receipts Less Disbursements	\$ 2,508.90
Record Balance as of December 31, 1972	<u>18,728.10</u>
Record Balance as of December 31, 1973	<u>\$21,237.00</u>

Balance on hand December 31, 1973  
consisted of the following:

a. cash bonds on deposit \$21,237.00

TRAFFIC VIOLATIONS

Altered Driver's License	5
Bumper Violation	21
Blocking Traffic	1
Creating Traffic Hazzard	1
Driving Under the Influence of Alcohol	425
Disregarding Automatic Signal	360
Disregarding Stop Sign	253
Driving Left of Center	51
Driving While Suspended	131
Driving on False License	1
Driving Without Head Lights	1
Disregarding Red Lights and Siren	5
Disregarding Yield Sign	5
Driving on Sidewalk	1
Disregarding School Bus Stop Arm	2
Driving Under the Influence of Marijuana	2
Expired Operator's License	49
Expired License Plate	127
Failure to Yield Right-of-Way	60
Failure to Yield to Emergency Vehicle	1
Failure to Signal Turn	3
Failure to Stop before Entering Road from Private Drive	2
Following too Closely	9
False Registration	18
Failure to Use Headlights	4
Failure to Park Properly	1
Failure to Carry Registration	4
Failure to Have Required Lights on Trailer	1
Improper Parking	6
Inadequate Equipment	6
Improper Turn	13
Improper Registration	46
Inadequate Muffler	12
Improper Tail Lights	2
Improper Stopping	1
Impeding Normal Flow of Traffic	5
Improper Use of Dealer's Plates	1
Leaving the Scene of an Accident	45
Leaky Load	1
Muffler Violation	17
Motorcycle Violation	29
No Operator's License	241
No License on Possession	35
No Registration	187
No Headlights	6
No Taillights	6
No Brakelights	3
No Fuel Tax Permit	3
No Left Signal	1
No Headgear	1
No Copy of PSCI Authority	1
No Chauffeur's License	1



Operating on a Lerner's Permit	
With No Licensed Driver in Auto	2
Operating Over Gross Axle Weight	1
Operating Over Registered Weight	1
Overweight Vehicle	4
Obstructing Normal Flow of Traffic	3
Obstructed License Plates	1
Over Tandem Axle Weight	3
Over State Gross Weight	1
Permitting a Violation	14
Reckless Driving	476
Rapid Acceleration	1
Speeding	735
Speed Contest	16
Tailgating	1
Unsafe Start	3
Unsafe Vehicle	58
Unattended Vehicle	3
Using Operator's License of Another	1
U-Turn on a Curve	1
Unlawful Dumping	3
Unreasonable Speed	1
Violation of Vehicle Inspection Law	598
Violation of Restricted License	14
Wrong Way on a One-Way Street	169
Windshield Covered With Frost	1
Improper Passage and Lane Usage	104

Total	<u>4,432</u>
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OTHER MISDEMEANORS

Assault	4
Assault & Battery	140
Aiming Weapon	7
Bicycle Violation	65
Burglary (3rd Degree)	1
Boating Violation	1
Child Neglect	6
Cruelty to Animals	4
Carrying a Concealed Weapon	10
Carrying Weapon Without Permit	4
Carrying Dangerous Weapon	1
Contributing to the Delinquency of a Minor	13
Disorderly Conduct	158
Drawing a Dangerous Weapon	8
Disobeying a Subpoena	2
Disregarding a Police Officer	1
Disobeying a Police Officer	7
Defrauding a Newsperson	2
<u>Drug Related Cases</u>	
Common Nuisance	113
Visiting a Common Nuisance	3
Possession of Smoking Device	7
Possession of Dangerous Drugs	2
Possession of Marijuana	3
Being Under the Influence of Drugs	1
Glue Sniffing	1
Falsifying Age to Procure Alcoholic Beverage	21
Fleeing Police Officer	40
Filing False Crime Report	3
Failure to Provide For Wife & Children	2
Failure to Appear	2
Failure to Keep Dog Under Control	1
Furnishing Alcoholic Beverages to a Minor	4
Harrassing Phone Calls	1
Hitchhiking	1
Hunting Wildlife with Motor Vehicle	1
Illegal Possession	140
Illegal Use of Firearms	1
Illegal Transportation of Alcoholic Beverages	1
Illegal Consumption of Alcoholic Beverages	68
Interfering With a Police Officer	3
Impersonating a Police Officer	1
Jailbreak	1
Littering	8
Minor Entering Tavern	16
Minor Transporting Beverages	1
Malicious Trespass	67
Minor Entering Liquor Store	3
Non-Support	44
Public Intoxication	793
Pointing a Fire Arm	1
Permitting Existence of Open Dump	1
Peace Bond	4
Placing Injurious Substance on Road	1

VIOLATION OF CITY ORDINANCES - MISDEMEANORS

Violation of Housing Code	17
Failure to Register Rental Units	4
Illegal Use of Zoned Property	1
Building Permit Violation	2
Keeping Dog Without Tag	1
Harboring Non-Immunized Dog	1
Possession of Exotic Animals for Sale	1
<b>Total</b>	<b>27</b>

Violation of County Ordinances	3
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Civil Cases Filed by City (Parking Tickets)	105
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Civil Cases Filed (Other than City)	66
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Small Claims Filed	542
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<b>Total Civil Cases</b>	<b>713</b>
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Total Traffic	4,428
Total Misdeamors	2,576
Total Civil	713

<b>Total Cases</b>	<b>7,717</b>
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Possession of Stolen Property	4
Possession of Alcoholic Beverage For Sale Without Permit	1
Possession of Fireworks	11
Public Indecency	16
Possession of Wildlife Out of Season	2
Resisting Arrest	78
Sale of Stolen Property	1
Sale of Alcoholic Beverage Without Permit	3
Theft (Shoplifting)	353
Theft	45
Theft by Check	244
Theft by Deception	3
Telecommunications-Obtaining Service with Intent to Defraud	1
Trespass	22
Theft of Service	4
Vagrancy	3
Violation of Watercraft Code	1
Window-Peeping	5

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Total	2,576
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NONE

EXAMINATION OF CLAIMS

Council president Ackerman  
adjourned the meeting at  
10:50 p.m.

ADJOURNMENT

James S. Ackerman  
James S. Ackerman  
President  
Bloomington Common Council

ATTEST:

Julaine Thomas  
Julaine Thomas, Secretary