

In the Council Chambers of the Municipal Building, Thursday, December 6, 1973, at the hour of 7:30 p.m., with Council President Charlotte T. Zietlow presiding.

REGULAR SESSION  
COMMON COUNCIL  
CITY OF BLOOMINGTON,  
INDIANA

Present: James Ackerman, Hubert Davis, Sherwin Mizell, Al Towell, Charlotte Zietlow. Jack Morrison arrived at 8:20 p.m.

ROLL CALL

Absent: Richard Behen, Wayne Fix, Brian De St. Croix.

CITY OFFICIALS PRESENT

Martha Sims, Controller; Larry Owens, City Attorney; Archie Walker, Director of Redevelopment; Marvard Clark, Assistant City Engineer; Police Chief Carl Chambers

OTHERS PRESENT

About 12 people including members of the press.

MINUTES

Councilman Towell moved that the minutes of the Council Meetings of November 15, 1973 and November 29, 1973, be approved as distributed. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote.

11/15 and 11/29

NONE.

MESSAGE FROM THE MAYOR

Sherwin Mizell: At the last regular meeting of the Council we were asked to expand the agenda to include some zoning ordinances and I was asked to pursue this with the plan commission and the planning department. I did and I think we have a letter from the planning director, however, I would simply like to report that the one ordinance was passed by the plan department on July 25th and the other two were approved on October 29th. Mr. Crossman has indicated that there may not be enough time between the plan commission meetings and the council meetings however I think that two weeks certainly should be adequate. I have another question and that is in regard to the infiltration study which is in progress - the last time we asked for a report on it we were told that it required a good rain and I was just wondering if there had been sufficient rain in the past several weeks so that this study could be completed. I don't know if anybody is here from the utilities service board but I think the rains were almost capable of being considered gully washers and I would like that the infiltration studies were completed. One other comment, we had asked the director of Bloomington Transit to give us a comparative study of similar systems for the costs of systems which were of comparative size to ours - we had a note on November 7 indicating that he was still working on it and I wonder if there has been any progress and when we might expect to have this report. One other question I would like to ask - I don't know if anybody here has the information but I was wondering how many people applied for the position Mr. Ballard is vacating, if there were interviews for replacements.

MESSAGES FROM COUNCILMEMBERS

Sherwin Mizell

Council president Zietlow: Unfortunately there is no representative from the Mayor to answer that.

Councilman Towell: It seems we don't have enough bureaucracy to have someone here.

Council president Zietlow: I imagine all those questions should be referred to the Mayor's office, or whoever it is that hires transportation directors.

Council president Zietlow read the following statement: This evening we are going to introduce at first reading an ordinance creating a commission on the status of women for the City of Bloomington. It is with regret that I support this, because I wish it were not necessary or important. Basically, the problems surrounding the status of women in our society are problems of the status of people - the question is one of developing our human resources to their greatest extent, the question of understanding the human needs of people in general. Yet in many ways the status of women in our society has been the means whereby human resources have not been developed fully, the means whereby employers can justify to men low salaries, because they can be replaced by women who will work for less, the means whereby provisions for adequate health and child care has not been available to all, because women have been supposed to handle these problems without any outside aid, the means whereby economic expansion has been limited, because credit practices are different and more stringent for women than men, etcetera. These are indeed human problems, and in Monroe County, where approximately 50% of the work force is women, it is men as well as women who suffer with one of the lowest mean annual wages in the state. Perhaps these are problems which city government should not touch. But, they are very real problems. Many, many people have appealed to me to deal with them in some way. Perhaps we should have a city department of Human Resources as they do in Fort Wayne and South Bend and Indianapolis and Kokomo. Perhaps the entire administration should be restructured to deal effectively and directly with these problems - perhaps with a cabinet form of government which they do have in South Bend, and which is reported to be very effective. I would be very happy to see a structured approach to the problems of human resources - for lack of a better term - in this city. Personally I have long favored a coordinator of human resources for the City, as well as a coordinator of physical development. Some restructuring is, happily, going on right now, but total restructuring seems to require legislative action at the state level perhaps - not an immediate prospect. One of the main immediate tasks of the Commission on the Status of Women will be to study the nature of the work force in our community. Perhaps this would just as well be done by a revival of a Manpower Task Force, yet, the feeling of many of the people involved in the creation of this ordinance - and there have been at least seven drafters, with many others being used as sounding boards - is that a task force has the disadvantage of being able to dissolve without fulfilling its task. The problems of human resources, and of women, are complex; they urgently need definition, and they will not go away quickly. A task force, as we have learned, is too ephemeral to be depended on to solve problems; the feeling of the people involved in this is that a Commission approach is a more secure one to address long-range problems. Perhaps we should call this commission a Commission on the Status of People -- for that is basically what it is. Yet, I would not underestimate the strength and breadth of perception in the community that the status of women must be improved to improve the status of everyone, and it is with a specific set of goals and purposes that this perception is being addressed by this ordinance.

There will naturally be concern that a Commission on the Status of Women is unnecessary with the existing Human Rights Ordinance we have and the effective Human Rights Commission and its staff that the City of Bloomington is already renowned for. But the drafters of this ordinance have worked very closely with the Human Rights Commission and its attorney since before the idea for the ordinance was formed, and we have been very careful to try to prevent overlapping of functions. The Human Rights Commission is involved mainly with legal and educational aspects of human rights. The goals and functions of this proposed commission will be to determine and define areas of other human needs, of employment needs, of social service needs. Inevitably it will meet over and over again with infringements on human rights, and these problems will be referred to the Human

Rights Commission, as recommendations for improving the status of women economically will be forwarded to the Economic Development Commission. In surveying human needs, the commission will undoubtedly run into problems for which there is as yet no structured organization in the City - such as day care and other social services. The drafting committee sees the commission as working closely with all available resources. And there is a great deal of energy in the community available to us all to focus on all of the problems by means of this commission. This ordinance is unusual in that it has been written by a number of citizens of the community. It is an expression of concern of people in our community and their recommendation of a new approach for dealing with problems which are not new and which may be being handled to some extent in other areas, but which have not by any means been clearly defined or solved. This is only, I admit, one means of going at many of our problems; it is not the only means and may not even be the best means - we shall see. But it is a means and we have no better one in our hands right now. There is certainly precedent for taking this approach - the Governor has established a Governor's Commission on Women for the state and cities throughout the state are working on the establishment of local commission; many mayors throughout the state have created task forces and commission. We have contacted the Department of Labor in Washington about how we might work with them once a Commission is established and the initial response has been quite favorable. The problems are great and bear every kind of attack we can make on them. Yet it is not an ordinance cast in bronze and I urge your recommendations for improving it. Finally, there is a question of urgency. With an increasingly dismal economic situation nationally the whole community must be using all available energy and imagination to prepare for the economic development of this community. I understand that later this evening we will receive a report from the Economic Development Commission with their recommendations for how to proceed. We cannot start too early dealing with the question of expanded employment - a question which in troubled times is obviously relative to the status of women who are frequently the first to be laid off - particularly in an area such as Bloomington. I strongly urge the support of the members of the Common Council and of the Mayor for this ordinance creating a Commission on the Status of Women. Thank you.

Councilman Towell: I just have a few brief comments on the newspaper report that I read concerning this ordinance. It is very unusual to have an ordinance attacked before it is even presented to the Council. Usually people wait til the second time it is before the Council and then all view points can be presented and a decision reached. Normally I leave my comments until then too. But I think that what has happened is that it has been inserted into the public arena and it is incumbent on some of us to comment on that insertion. If I believed that the Mayor was really declaring a moratorium on bureaucracy I would be very happy. However, I don't think that that is the case. I guess you go along and you hope and hope that it won't be your issue that gets slapped down in the name of bureaucracy finally. Or at least that is the way it appears. I think if I had been able to counsel Mayor McCloskey in private I would have told him these things but I was not asked so I must say them publicly. Last year during the manpower task force there grew up a committee on problems of women - manpower problems - and it grew up I think outside of the control of the chairman Brian De St. Croix and perhaps somewhat without his sanction until after it really got started but it seemed that there was a great deal of energy waiting around to be tapped on this - a lot of feeling of common goals among different people and they naturally came together on this. So I will just say that I think this is a very important thing to our

Alfred Towell

community and it is something that already exists whether any government agency recognizes it and mobilizes the energy to help out a large segment of our community. So I feel that this is very ill-advised to speak out against such a commission on grounds of bureaucracy or whatever and on that particular issue I would like to ask, what are the alternatives - what can you have if you don't have, say, a director and an office and some citizen members? And I think what we can have is just what we had last year - we can have a task force at the - if we have the greatest possible volunteer energy and that is all we can have. And we do need someone to coordinate, someone to put together the things that people say - someone whose job it is to look after the problem when we all have to go back to work. I am a member of a volunteer council and I feel that very problem strongly every day. I can have phone calls at my place of work about council business but in general I am cut off from the rest of the city and I have to pick up bits and pieces and put them together at odd moments and then come down here for a scheduled twice a month meeting. Well, I feel that this issue is too important and too important to this community to be left to that kind of organization. So I have to, in evaluating the comment about bureaucracy, consider the things that we have approved and that the mayor has signed in the last year - the last two years, and some of them, I think, are much more vulnerable to the kind of charge he makes against this commission. For example, the economic development commission I understand is a commission pursuant to another possible commission - it is a commission to look into whether we need the kind of commission for economic development authorized by state law. Now surely that takes some contemplation to consider a commission pursuant to a commission. I personally have not until tonight heard anything from these people - I have heard rumblings and I am not sure that I am too delighted with the rumblings. But, you know we have a great deal of fragmentation in city government - we have many committees and so on and perhaps too many but I would say that if we have to keep a small number this particular commission would be among those I would support.

At 7:50 the Council considered the Scheduled Business.

SCHEDULED BUSINESS

energy crisis

Mr. Don Adair, President of the Monroe County Education Association, addressed the Council: I think that when we talk about the energy crisis there are so many variables that we have that we don't know really what we are talking about. The only thing that I think we can be sure of is that it is going to be with us for quite some time and one of the problems that teachers face is what to do in the energy crisis - what implications the energy crisis holds for us. In some cases we are very much disturbed over comments that low on the priority or no priority whatsoever in terms of fuel allotment. We have formed with the administration and the board a committee to study all the implications regarding the fuel crisis and I think basically the reason I am here is to suggest that what we see in other communities happening in terms of cooperating between various agencies might take place here. What this community does, does effect the schools and certainly what we do - if we close down the schools, what impact it might have on the city. Thinking of the parents with the children home might be one consideration. But, seriously we see that, particularly in large cities when one works with a large transportation system that there is cooperation between transportation and the schools in one form or another. I think we have a new game - it is something that I don't have the answers for - I don't think any of us do but really what I am suggesting is that a very, very close look at the effect that the city might have in whatever it does in education and in fact what we may do may have an impact on you. I think really what I am suggesting is a thorough study of the various implications that we may be faced in the future. There are far too many

more experts than those of us here in what may be happening and it is very easy I think for all of us - you mentioned bureaucracy - little groups going off, doing their thing perhaps and yet, what may be done may have serious consequences for what is happening in the city totally. If there is any way - I know this is something new - in the sense of studying and pulling together all the various agencies to really look at the impact that the energy crisis may have on the community.

Councilpresident Zietlow: Do you know what the plans are right now in relationship to the schools - are there definite plans being made right now?

Mr. Adair: We have three phases under operation - they are not cast in concrete because there are many variables that we don't know about but we do have plans that if such and such happens then we may do something else. Whether we close down schools to what extent this is done - there are many things we do not know but the point is, I think, that what would happen to the community if we did this, is there anyway to avoid certain kinds of actions - is there any cooperation that various agencies can get. And, admittedly we are all going to have to sacrifice - we recognize this - certainly students, teachers, the community at large, but it is a new thing I think when you look into the future three, four years - there is going to have to be pulling together of some sort, so often each group goes its own way and we have our plans and it may have serious impact.

Councilpresident Zietlow: I certainly feel that if we have a long-range problem, which apparently we do with the energy situation affecting gasoline and oil, the electric company assures me that we have no problem with electricity - maybe we should all turn to electric heat, I don't know - that it is going to be a problem that we are all going to have to share and I think that is what you are saying, isn't it?  
I understand that the Mayor is planning to appoint some sort of blue ribbon committee in the next few days and I have spoken to him about this. I was hoping that he would be here this evening to discuss it, but to bring it to his attention - I think he is cognizant of the fact that we can't allow just the schools to close or the university to be shut down so people can take their summer vacations in the winter or anything like that and hope to benefit the whole community without a look at the whole problem for all of us. I think that has been brought to his attention and I hope that the Council will have some reaction. Thank you Mr. Adair for coming down to speak on this; I hope we can get response from the community on the issue and we can spread out the responsibility for dealing with the crisis throughout - that it isn't one segment that has to bear it. I really appreciate your coming. Thank you.

Councilman Mizell moved that Ordinance No. 73-79 be introduced and read by the Clerk. Councilman Ackerman seconded the motion. The motion was carried by a unanimous voice vote.

In the absence of the City Clerk, Amy Mann read Ordinance No. 73-79 in its entirety.

Councilman Mizell moved that Ordinance No. 73-80 be introduced and read by the clerk. Councilman Ackerman seconded the motion. The motion was carried by a unanimous voice vote. Amy Mann read Ordinance No. 73-80 in its entirety, in the absence of the City Clerk.

INTRODUCTION OF  
GENERAL AND SPECIAL  
ORDINANCES

73-79 - amending  
the building code  
re fire walls

73-80 -amending  
economic development  
commission membership

Councilman Mizell moved that Ordinance No. 73-81 be introduced and read by the clerk. Councilman Towell seconded the motion. The motion was carried by a unanimous voice vote.

73-81 - establishing a commission on the status of women

In the absence of the City Clerk, Amy Mann read Ordinance No. 73-81 in its entirety.

Councilman Towell: I think considering the statements that have already been made about this ordinance it might be very good to hear from the citizens and to let the mayor know how you feel, let your councilmember know. We have two weeks and there can be a real reflection of the community in that time.

Councilpresident Zietlow: (to a member of the audience) this is only first reading and we do not have discussion at this time, however, we do have two weeks until the next meeting and I think that what Councilman Towell was saying - perhaps it is important to get in touch with your councilman and perhaps to let the mayor know how you feel, pro or con. Where there has already been discussion of the ordinance before it has been issued that is probably worth it.

Councilman Ackerman moved that ordinance 73-82 be introduced and read by the clerk by title only with due provision for posting. Councilman Mizell seconded the motion and the motion was carried by a unanimous voice vote.

73-82 - voluntary annexation south S.R.37

In the absence of the City Clerk, Amy Mann read Ordinance No. 73-82 by title only.

Larry Owens, City Attorney, explained that this is a voluntary annexation of approximately one and half acres on the west side of south highway 37, roughly in the proximity of the intersection of miller drive. It is first national bank branch.

Councilman Ackerman moved that Ordinance 73-83 be introduced and read by the clerk by title only with due provision for posting. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote.

73-83 - voluntary annexation - curry pk and rollave.

In the absence of the City Clerk, Amy Mann read Ordinance No. 73-83 by title only.

Larry Owens: this is the petition of a Mr. and Mrs. GEorge Lewis for a piece of property on the southeast corner of curry pike and roll avenue on the westside of the city. I assume it is a residence.

Councilman Ackerman moved that Ordinance No. 73-84 be introduced and read by the clerk by title only with provision for posting. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote.

73-84 - voluntary annexation - sare road

In the absence of the city clerk, Amy Mann read Ordinance No. 73-84 by title only.

Larry Owens: this is the petition of a Mr. and Mrs. Marvin Lowe for a tract of land of six tenths of an acre on Sare road - it is located just south of the entrance to Spice wood addition, about two thirds of the way south on Sare road between Moores pike and Winslow road.

Councilman Ackerman moved that ordinance No. 73-85 be introduced and read by the clerk. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote.

73-85 - rezoning  
RS to RH, fountain  
park II

In the absence of the city clerk, Amy Mann read Ordinance 73-85 in its entirety.

Councilman Mizell: I would like to ask the city attorney a question - is this land currently annexed to the city?

Larry Owens: No Sir, it is not.

Councilman Mizell: Is the City Attorney's office in receipt of a petition to voluntarily annex this land?

Larry Owens: No, I am not.

Councilpresident Zietlow: Ordinance 73-85 is essentially an ordinance that was passed by the city council in the form of ordinance 72-55 by a vote of six to two on august 17, 1972, since then there has been a great deal of litigation and the decision of the plan commission was ruled invalid in the decision in 1972. And we are going through the whole process again. The plan commission vote last week was sixto five in favor of it which took care of the court case which found that a majority of the plan commission had not voted in favor of the previous ordinance.

Councilman Towell: I would just like to say that I remember the discussion this ordinance as a very unpleasant experience where I think that important information was kept from us, there were all kinds of innuendoes and audience participation was less than pleasant. And there were many questions and concerns that I had personally which are in the minutes which have never been answered and I would recommend to the attorney for this petitioner or whoever is listening that represents him that there be a review of those minutes for the kinds of concerns that I personally had. Also I would like to indicate my displeasure at the lack of courtesy toward the council that was shown after the discussion - the kinds of comments that were made about people who I think went through a very difficult time and spent a great deal of their energies considering the situation and then were given less than thanks for all that trouble. So I would just like to indicate my feelings about this and also my concern that someone look at those minutes and see what questions there were at that time which still need to be answered as far as I am concerned.

Councilman Mizell moved that Ordinance 73-76 be advanced to second reading and read by the clerk by title only. Councilman Ackerman seconded the motion and the motion was carried by a unanimous voice vote.

ORDINANCES - SECOND READING

73-76 - rezoning

In the absence of the city clerk, Amy Mann read ordinance 73-76 by title only.

Councilman Towell moved that Ordinance No. 73-76 be adopted. Councilman Ackerman seconded the motion.

Gary Clendening addressed the Council:  
I would apologize to the council for not having maps but I thought the planning department would probably be here with their overhead projector. I think that the council is aware that this particular rezoning involves the old Pentacostal church on Henderson street which is now vacant. The church has vacated that property and is attempting to sell that property. Lee Utt who is a local surveyor would like very much to get into that building and make that his office and an outlet for engineering supplies - tripods, transits, things of that sort. We so applied to the plan commission for a change of zoning from RS to BL - that change was recommended by the plan department and was approved unanimously by the plan commission. The business anticipated by Mr. Utt is not a business which would generate a high degree of traffic for the area. In fact, it would probably be much less traffic than the church itself would generate. Likewise it is not spot-zoning in that this is directly south of a present BL zone. It essentially would extend the BL zone by an additional one hundred feet. It is also surrounded by some RH zoning, some ML zoning and simply this zoning would accomodate the continued use of that building. The building as zoned now, an RS zone, has no use as such - once the church is out you need a change of zone. Since it has been unanimously recommended to the council by the plan commission and recommended by the plan department, unless there are questions I will cut my presentation short.

Councilpresident Zietlow: This would then be used essentially for an office.

Mr. Clendening: It would be used - well the request is for change of zone to BL. His specific intention is for a small engineering supply outlet; in conjunction with that small engineering supply outlet he would maintain his own surveyors office.

Councilman Ackerman: What is an engineering supply outlet - what does that mean?

Mr. Clendening: Each time I have asked Mr. Utt to explain to me what engineering supplies are I always forget - transits, tripods, all the tools that a surveyor or an engineer uses in his business. I don't mean engineer supplies like construction materials - I mean supplies for an engineer - a surveyor - these kind of people. Paper... We had to request a specific interpretation as to whether this engineering supply type business which we propose would be permissible in the BL zone. This interpretation is, I think, within the province of the plan commission and that interpretation was granted, as well as the recommendation to the council that the zone be changed.

Councilman Mizell: I would like to apologize to this Council on behalf of the plan commission - I had fully expected that the plan department would be here to make the usual presentation of materials showing location and giving some information on background. I would simply underscore what Mr. Clendening has said - that it was a unanimous approval of the petition which brought it to the council. And also the plan commission unanimously approved the interpretation to include the use of BL zone for an engineering outlet. I am not aware as to why the plan department is not here to make a presentation.

Mr. Clendening: The particular interpretation that was requested was that since engineering supplies was not listed anywhere in the chart, we asked that it be interpreted as included in the term hardware which is permissible under a BL zone.

Councilman Mizell: One other comment that I might make and that is that the structure is a - had housed a church in the past and it is rather difficult to find another use for this type of structure if it is not another church so I think this will make good use of the existing structure and not allow it to deteriorate.



Councilpresident Zietlow: Does an engineering supply store generate a lot of traffic?

Mr. Clendening: I am sure Mr. Utt hopes he will generate quite a lot but it is not a high volume type business. I am sure. This would be something that would accomodate local surveyors and engineers; there aren't that many; they don't make that many trips to the place to get their supplies so it really shouldn't generate a very high volume of traffic at all.

Councilman Mizell: I might say, this was one of the considerations of the plan commission and it was determined that this use had enough parking spaces to satisfy the requirements of the ordinance.

Councilman Ackerman: Are there any plans to change the exterior of the church in any way?

Mr. Clendening: Not at this time and, of course, any remodeling of that sort would have to come back under the site planning ordinance, if there are. At this time, no, he doesn't intend to change the exterior. Of course, he will have to do some interior remodeling to accomodate the business. the specific plans for that are not yet drawn; his purchase of the property is contingent upon this zoning. As I understand it there is no plan to change the exterior at this point.

ORDINANCE NO. 73-76 WAS ADOPTED BY A ROLL CALL VOTE OF AYES 6, NAYS 0.

Mr. Clendening: If I might, could I just ask one question or make one comment before we leave. I wanted to do some lobbying if I might - I think earlier in the meeting there was some comment from Mr. Mizell about bringing the zoning ordinances from the plan commission meetings to the Council, and the time lag involved therein. I am not sure exactly what all is involved in getting it from the plan commission to the Council except primarily fitting it into the form ordinance for the rezoning change. I would like to point out that in this particular instance his filing fee was filed with the city for a petition for rezoning September 21st; there has been no objection at any point at all to the change. Yet it took until December 6 to get the job done. If there is any way at all that we can work it out to speed that up - for instance the first council meeting that was available we were not placed on the agenda on the basis that it was two days after the plan commission meeting and I was informed that it was just too much trouble to get it there that quickly. The agendas for the council had already been made up and we couldn't add the rezoning ordinance.

Councilpresident Zietlow: We did it anyway.

Councilman Mizell: No, there were two meetings before this was placed on the agenda.

Councilpresident Zietlow: Yes, and at the time we got it though we expanded the agenda to include it at first reading.

Councilman Mizell: This is exactly why I was concerned.

Mr. Clendening: But there were two meetings before that. And obviously it wasn't because of need for extra investigation or extra consideration by the Council and I think this just impedes doing business with people who are ready to do business. And if there is anyway at all - if the process can be speeded up. Even if it means a negative vote obviously it is important to these people to get the vote one way or another as soon as possible so they can go about their business.

Councilpresident Zietlow: I would say Mr. Clendening, on the part of the council, we have tried to accomodate ourselves to the planning department - we have urged them to get the information to us as quickly as possible and as I said when this was introduced at first reading we did expand the agenda - it was

delivered at the last minute and we did expand the agenda to introduce it so we will have to discuss this further with the planning department apparently but I think we at least have indicated that we are willing to do that.

Mr. Clendening: Yes, I was just going back to the question, about I think the plan commission meeting schedule was set up and re-adjusted in order that it would have a final reading two days before a scheduled council session so that we could move immediately into the council and basically shorten the period it takes to run the full course of a zoning request and it just -it hasn't worked so far.

Councilpresident Zietlow: The form of the ordinance is pretty well set, I would think that if we could get the information that isn't going to change between the vote down there and the introduction up here, perhaps they could just pass it right up and we could do it in the council office if necessary - we do have work-study students who can draft ordinances, and a council aide.

Councilman Mizell: Again, I would like to apologize to both the council and the petitioners for the really unjustified delay. I think Mr. Clendening is correct in that the plan commission, with the full cooperation of the plan department, went out of its way to set the schedule up so that after the action meeting there would be sufficient time to draw the ordinance and present it to the council at its next meeting which would normally fall two days after the plan commission meeting and this was done with full knowledge of the plan department but evidently some problems have developed which do not allow the plan department to utilize those two days to get the ordinance to the council office.

Mr. Clendening: There may have been some lack of communication in the council office as well - I was given some feedback at some point in time that said well we had attempted to give it to the council and they said well it is not on our printed agenda and we can't therefore waive that and get it on the agenda. I don't know if somebody who was answering the phone that day had the wrong information - that was the information that came back from there - that they had refused it. So there may be some break down in communication along the line too but it is important to speed it up if we can.

Councilpresident Zietlow: We will certainly find out about that and see if there is anyway we can avoid that in the future.

Councilman Ackerman moved that ordinance 73-77 - rezoning 73-77 be advanced to second reading and read by the clerk by title only. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote.

In the absence of the City Clerk, Amy Mann read Ordinance No. 73-77 by title only.

Councilman Mizell moved that Ordinance No. 73-77 be approved. Councilman Ackerman seconded the motion.

Councilman Mizell: Again I apologize for the delay to the petitioner; this particular petition was approved by the plan commission July 30th. Because it happened so long ago I had to ask the corporate counsel at the last meeting to describe it to me. As I recall this is in the quarter section where the -both the plan commission and the council spent quite a bit of time in deliberating land use. It's in the area between Kinser Pike and Seventeenth Street - west of Kinser Pike and North of Seventeenth Street and again this was approved unanimously by the plan commission.

Councilman Davis: What is the request - I left mine at home.

Councilpresident Zietlow: It is a request from RS to RH. And it is right now the only RS strip along that segment of Kinser Pike; we have the staff report which indicated that there might have been a mistake in the beginning.

ORDINANCE NO. 73-77 WAS ADOPTED BY A ROLL CALL VOTE OF AYES 6, NAYS 0.

Councilman Ackerman moved that ordinance no. 73-78 be advanced to second reading and read by the clerk by title only. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote. 73-78 - rezoning

In the absence of the City Clerk, Amy Mann read Ordinance No. 73-78 by title only.

Councilman Ackerman moved that Ordinance No. 73-78 be adopted. Councilman Mizell seconded the motion.

Councilpresident Zietlow: This is a request of a change of zoning from special zone medical to light manufacturing.

Councilman Mizell: It is located on the corner of - the southwest corner of morton and first. Presently there is a printing plant located on that and again, it apparently is a mistake in the mapping to include this in the special medical zone because the structure was already present when the zone was drawn. This merely recognizes the existence of that structure. They wanted to do some remodeling and I believe there was an addition that was proposed and they would have to have the proper zoning for the building permit to be issued. This was a unanimous vote of the plan commission.

ORDINANCE NO. 73-78 WAS ADOPTED BY A ROLL CALL VOTE OF AYES 6, NAYS 0.

Councilman Ackerman moved that Appropriations Ordinance No. 73-10 be advanced to second reading and read by the clerk. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote.

Appropriations Ordinance No. 73-10

In the absence of the City Clerk, Amy Mann read Appropriations Ordinance NO. 73-10 in its entirety.

indigent health care and well baby clinic

Councilman Ackerman moved that Appropriations Ordinance No. 73-10 be adopted. Councilman Mizell seconded the motion.

Councilpresident Zietlow: Mrs. Sims, do you want to explain once again why we are dealing with this now?

Mrs. Sims: I made an error in the advertising in failing to say that it was revenue sharing trust fund money, so we had to readvertise.

Councilpresident Zietlow: We needed only one more second hearing is that right?

Mrs. Sims: That is right.

Councilpresident Zietlow: We had approved this already unanimously.

APPROPRIATIONS ORDINANCE NO. 73-10 WAS APPROVED BY A ROLL CALL VOTE OF AYES 6, NAYS 0.

RESOLUTIONS

Councilman Towell moved that the agenda be expanded to include Resolution No. 73-71. Councilman Mizell seconded the motion. The motion was carried by a unanimous voice vote.

Councilman Mizell moved that Resolution 73-71 be introduced and read by the clerk. Councilman Ackerman seconded the motion. The motion was carried by a unanimous voice vote.

73-71 - transfer  
of funds

In the absence of the City Clerk, Amy Mann read Resolution No. 73-71 in its entirety.

Councilman Ackerman moved that resolution 73-71 be approved. Councilman Towell seconded the motion.

Councilman Towell: Every year when we approve the budget we are told that we must approve more than necessary for salaries in redevelopment because of the different fiscal years of the federal budget and the city budget. I take that is the real reason that there is this money left in the salary account in the city budget. I note that this is to take care of an obligation occasioned by our federal programs, is that correct?

Archie Walker: Yes.

Councilman Towell: And in part to rescue us on the federal budget, is that a fair inference, from our city budget?

Mr. Walker: Actually it is a request to close out locally R-30 - this was closed out federally when we took out the loan. R-30 was a federal project.

Councilman Towell: I certainly recognize the kind of obligation we have in this particular situation - I am quite familiar with it. I still have all my old reservations about taking money out of salaries at the same time we cut salaries for staff rather retrospectively and unexpectedly and I regard it really as reprehensible to balance the budget by cutting staff unexpectedly so I have my general feelings about that and they are always raised when we take money from this particular line of a budget and put them in some other line. And particularly now that it has become clear to me that this particular line always has money in it and the arguments about transfers from city to federal evidently don't count in this case so they shouldn't have counted with the personnel. So I do recognize our obligation here - as I understand it from my questions I asked and had Amy check for me today we will still have about four or five thousand dollars in this account. Normally there is something like thirty thousand or perhaps a little less in some years that is turned back because of the budget situation, at the end of the year, is that correct?

Mr. Walker: In salaries, that is my best understanding of it.

Councilman Towell: But this year it will only be four or five. Well, I am still extremely upset about the situation in redevelopment. I don't think it is entirely your fault, Mr. Walker, as I have said before, and I am not pointing at you when I say that but I see again and again in the short time that I have been in city government that people at the top always come out alright and people down the line don't always come out alright. So, with those just general philosophical comments I would just recommend that this be passed.

Councilpresident Zietlow: So, once again, this should not affect the personnel situation in the redevelopment department whether or not you are able to pay people at this time or in

the near future or whatever.

Mr. Walker: I don't think so.

Councilman Towell: It could perhaps. But it isn't going to.

Mr. Walker: It could have.

Councilpresident Zietlow: It could have but it won't.

RESOLUTION NO. 73-71 WAS ADOPTED BY A ROLL CALL VOTE OF AYES 6, NAYS 0.

There were no petitions or communications.

PETITIONS AND COMMUNICATIONS

Councilpresident Zietlow: I understood there was to be a report from the economic development commission; I don't see anybody here who looks as if they are going to give it.

REPORTS FROM OFFICIAL BOARDS AND COMMISSIONS

Councilman Towell: We had a very good policy when we first came into office, of expecting a report or threatening to get rid of the particular body. Perhaps we should ask that in the first few months of every year that people report to us or that we seriously consider repealing the ordinance under which they are established.

Councilpresident: I think so, as a matter of course we expect an annual report from boards and commission and the departments.

NONE.

REPORTS FROM STANDING COMMITTEES

NONE.

REPORTS FROM SPECIAL COMMITTEES

NONE.

REPORTS FROM CITY OFFICIALS AND DEPARTMENT HEADS

NONE.

OTHER NEW BUSINESS

NONE.

UNFINISHED AND MISCELLANEOUS BUSINESS

NONE.

EXAMINATION OF CLAIMS

There being no further business Councilpresident Zietlow adjourned the meeting at 8:55 p.m.

ADJOURNMENT

*Charlotte T. Zietlow*  
Charlotte T. Zietlow  
Councilpresident

ATTEST:

*Amy G. Mann*  
Amy G. Mann Secretary

RESOLUTION No. 73-71

BUDGET TRANSFER

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

DEPARTMENT OF REDEVELOPMENT:

From No. 1	SERVICES PERSONAL	
1	Salaries & Wages	\$11,157.76
To No. 6	Current Obligations	
64	Repayment of Debt + Int.	\$11,157.76

Approved: December 6, 1973

Charlotte T. Zietlow  
Charlotte T. Zietlow, President  
Common Council

Approved: December 7, 1973

Francis X. McCloskey  
Francis X. McCloskey, Mayor