

In the Council Chamber of the Municipal Building on Thursday, September 2, 1971, at 7:30 p.m., E.S.T., with Council President, Ralph L. Johnson, presiding.

REGULAR MEETING  
COMMON COUNCIL  
CITY OF BLOOMINGTON,  
INDIANA

Council President, Ralph L. Johnson.

CALL TO ORDER

Members present:

ROLL CALL

Robert L. Clegg, Jr., James Clendening, Clyde T. Day, Harry G. Day, Charles J. Faris, Richard W. Fee, Robert E. Gray, Ralph L. Johnson, Jack Morrison.

Members absent: None.

Marvard Clark, Assistant City Engineer; Howard A. Young, City Controller; James Cotner, City Attorney; Marian Tardy, City Clerk, James East, Chief of Police; Pat Patterson of Planning Department.

CITY OFFICIALS PRESENT

Approximately 20 including members of the press and Mrs. Donald Gray, a member of the Plan Commission.

OTHERS PRESENT

Reverend Joe Walker.

INVOCATION

Councilman Harry G. Day moved that the Minutes of the previous meeting be approved as submitted. Councilman Clendening seconded the motion, and it carried.

MINUTES

None.

REMONSTRANCES AND OBJECTIONS

Councilman Clegg moved that proposed Ordinance No. 71-42 be advanced to second reading and read by the Clerk by title only. Councilman Morrison seconded the motion.

ORDINANCES-SECOND READING

Ordinance No. 71-42  
Zoning 5 1/2 acres at  
4155 South Highway #37  
from R-1 to B-3

The Clerk read proposed Ordinance No. 71-42 by title only.

Mrs. Donald Gray, member of the City Plan Commission reported to the Council that she had voted against the rezoning at the Plan Commission meeting because there were no specific plans the land was to be used for and this would open the land for a variety of uses.

Councilman Clegg moved that proposed Ordinance No. 71-42 be adopted. Councilman Morrison seconded the motion.

Roll call vote: Ayes 7, nays (Faris, Harry G. Day)

Councilman Clegg commented before his voting "Yes" for the rezoning, that he hoped no business went in before the new zoning map is completed.

Councilman Faris moved that proposed Ordinance No. 71-44 be advanced to second reading and read by the Clerk by title only. Councilman Clegg seconded the motion.

Ordinance No. 71-44  
Stop Intersections  
Winding Way and Valley View  
3-way stop  
East 7th and Jefferson  
4-way stop

The clerk read proposed Ordinance No. 71-44 by title only.

Councilman Faris moved that proposed Ordinance NO. 71-44 be adopted. Councilman Fee seconded the motion.

Roll call vote: Ayes 9, nays 0.

Councilman Clegg moved that proposed Ordinance No. 71-43 be introduced and read by the Clerk. Councilman Faris seconded the motion.

The Clerk read proposed Ordinance No. 71-43.

Councilman Fee asked that proposed Resolution No. 71-26 be introduced and read by the Clerk.

The Clerk read proposed Resolution No. 71-26.

Councilman Fee moved that proposed Resolution No. 71-26 be adopted. Councilman Clendening seconded the motion.

Roll call vote: Ayes 9, nays 0.

Councilman Faris asked that proposed Resolution No. 71-27 be introduced and read by the Clerk.

The Clerk read proposed Resolution No. 71-27.

Mr. Cotner, City Attorney said the property had to be sold to Downtown Churches because the City would not be permitted to lease land to another party for commercial purposes. The City would protect itself with a low cost of \$50.00 to \$100.00 option to purchase at end of 40 year lease period and the city would regain the title then. The deed would be held in escrow in one of the banks and the city would pay the above amount at end of 40 years and get the title. Sale of the land will be on a bid basis. He said the possibility of someone outbidding the Downtown Churches would be impossible for the Downtown Churches could bid any amount and the City would immediately return this amount as payment for leasing air space of the land. He further stated that if the land was not sold to Downtown churches it would not be sold at all; there will be no sale if the Church project falls through. He said that courts have ruled cities do not have to use the highest bids for property, if the Downtown Churches is outbid, the city may use the best bid.

Councilman Harry G. Day moved that proposed Resolution No. 71-27 be adopted. Councilman Faris seconded the motion.

Roll call vote: Ayes 6, Nays 3 (Morrison, Clendening, Fee)

None.

None.

None.

None.

ORDINANCES-INTRODUCTION

Proposed Ordinance No. 71-43  
Zoning lands located between  
Old State Road #37 and  
Kinser Pike south of new  
By-Pass from B-1 to B-3

RESOLUTIONS

Resolution No. 71-26  
Temporary Loan

Resolution No. 71-27  
Sale of County Library  
Property for High-Rise

PETITIONS AND COMMUNICATIONS

REPORTS FROM STANDING  
COMMITTEES

REPORTS FROM SPECIAL  
COMMITTEES

REPORTS FROM CITY OFFICIALS  
AND DEPARTMENTS

None.

None.

None.

Councilman Clyde Day moved that the claims and payrolls presented for payment September 3, 1971, be approved. Councilman Morrison seconded the motion, and it carried.

The meeting adjourned at the hour of 8:30 p.m.

MESSAGES FROM COUNCILMEN

OTHER NEW BUSINESS

MESSAGE FROM MAYOR

CLAIMS

ADJOURNMENT

Ralph L. Johnson, President

ATTEST:

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