

In the Council Chambers, Municipal Building at 7:30 p.m., E.S.T., Thursday December 18, 1969. Councilman Charles J. Faris presiding.

REGULAR MEETING OF THE
COMMON COUNCIL OF THE
CITY OF BLOOMINGTON, INDIANA

Council President Charles J. Faris.

CALL TO ORDER

Members present: Robert Clegg, James Clendening, Clyde Day, Harry Day, Charles Faris, Richard Fee, Robert Gray, Ralph Johnson and Jack Morrison.

ROLL CALL

Members absent: None.

City Engineer Raymond Long, City Controller Howard Young, Chief of Police James East, Fire Chief Edward Miller, City Planner Clifford Curry and Assistant City Engineer Marvard Clark.

OFFICIALS IN ATTENDANCE

Approximately twenty including reporters from the Daily Herald-Telephone, the Courier Tribune and WTTS.

NUMBER OF CITIZENS IN
ATTENDANCE

Councilman Ralph Johnson.

INVOCATION

Councilman Johnson moved to accept the minutes of the December 4th meeting as corrected. The motion was seconded by Councilman Clendening and carried.

MINUTES OF PREVIOUS MEETING

None.

REMONSTRANCES & OBJECTIONS

Councilman Clegg moved that proposed Ordinance No. 69-49 be advanced to second reading and be read by the Clerk by title only. Motion seconded by Councilman Morrison and carried unanimously.

ORDINANCES ON SECOND
READING

Proposed Ordinance
No. 69-49.

The Clerk read proposed Ordinance No. 69-49 by title only.

Assistant City Engineer Marvard Clark gave a brief description of the area.

Councilman Clendening urged the council to vote against the rezoning stating that the traffic problem was his main objection and that at the present the area was not suitable for business. He said that whenever the street was wide enough for two-way traffic he did not think that anyone in that area would object to the proposed development.

Mr. Marvin Wood, 605 W. Wylie, referred to a petition with thirty-three signatures of those opposed to the ordinance. He said that the additional traffic problems were their main reason for the opposition. He asked if the council would follow one man's wishes or those of the people who had lived in that area all their lives. He also asked whether the council considered business more important than school children and noted that two or three children had been hit in that area already.

Councilman Harry Day said that it was being assumed that B-1 classification would increase traffic and he asked Mr. Clark to read the description of that classification. He stated that the council must consider what

additional uses might develop in the area and if the means were available to the city for widening of the street.

Attorney Barnhart, speaking for Dr. Robert Robinson said that the street obviously needed widening and that the question resolved to how could this be accomplished and what was the best use for the disputed property. He noted that an alternate use for the property would be as apartments and these, he said, would generate more traffic, especially during the hours children are going to and from school. He said that the doctor would donate 9' of right of way to bring the right of way to 25' which would allow two-lanes of traffic and a sidewalk. He said that Dr. Robinson couldn't give any more land without the removal of two existing improvements. Mr. Barnhart suggested that a similar piece of land should be asked from the lot on the west when that lot was developed.

Councilman Clendening stated that Dr. Robinson was obviously after four lots and that as Councilman for that area he would not vote for the ordinance.

Councilman Fee noted that the city was after a 30' right of way which could come from anywhere. Mr. Barnhart said that he could not speak for others in the area but he suggested that the city could require grants of land set by the precedent of Dr. Robinson.

Councilman Fee stated that the sole reason for the gift was to help to solve the problem and that if this would aid the city as a whole the council was willing to accept the grant. Councilman Faris noted that eventually Fairview could go all the way to Second Street.

Councilman Harry Day stated that if the council denied the ordinance the street would be left with its problems and if the council granted it, the hazard on Wiley might be decreased. He personally felt that apartments would be very undesirable and that the advantage to the city of receiving the right of way was great.

Councilman Clegg moved that proposed Ordinance No. 69-49 be adopted. Councilman Johnson seconded the motion. Roll call vote: ayes 5, nays 4, (Morrison, C. Day, Clendening, Fee) Proposed Ordinance No. 69-49 is granted.

Councilman Clegg moved that proposed Ordinance No. 69-50 be advanced to second reading and be read by the Clerk by title only. Motion seconded by Councilman Morrison and carried unanimously.

Proposed Ordinance
No. 69-50.

The Clerk read proposed Ordinance No. 69-50 by title only.

Mr. Clark gave a brief description of the area.

Attorney Hornaday stated that the boundary dispute had been resolved: neither side had an argument that could be maintained. He spoke on behalf of a number of residents and

property owners near the site. He said 65 residents had signed an earlier petition and 57 more had signed since. He said residents felt the trailer park would compound existing traffic problems, especially because the traffic generated by the park would be mostly during peak hours, and that those who signed would have problems of trash, wash-off water, liter, and difficulty in selling their land for homes. He further stated that Mr. and Mrs. Ditmer had talked to a member of the Richland Bean Blossom School Board who expressed deep concern because of the already overcrowded schools, and suggested that the council should take this into consideration. Lastly, he emphasized the development of that area on an orderly basis and asked if this was the type of concentration that was wanted in this area now.

Councilman Clendening asked how far the trailer park would be from the new By-Pass. He was told 1/2 mile.

Attorney Barnhart, representing Hall and Headley, challenged the 122 residents Hornaday claimed opposed the park. Mr. Barnhart said there were only 11 property-owners involved in the surrounding property. He noted, in addition, that the development would represent total local taxes of \$170,000 compared to its \$91 annual tax as unimproved land. He further stated that the 80' right of way was being granted and that the trailer park was a logical development for this area in line with the future trend to high density.

Mr. Hornaday asked that the City Planner, Clifford Curry, clear up his stand on the proposed development. Mr. Curry said that he was in favor of the development- that the trend was toward high density in this area and that it was desirable to have the traffic close to its destination.

Councilman Clegg moved that proposed Ordinance no. 69-50 be adopted. Councilman Johnson seconded the motion. Roll call vote : ayes 8, nays 1 (Johnson), Proposed Ordinance 69-50 is granted.

Councilman Clegg moved that proposed Ordinance No. 69-53 be introduced and read by the Clerk. Motion seconded by Councilman Morrison and carried.

ORDINANCES GENERAL & SPECIAL

Proposed Ordinance No. 69-53

The Clerk read proposed Ordinance No. 69-53.

Councilman Clegg moved that proposed Ordinance No. 69-54 be introduced and read by the Clerk. Motion seconded by Councilman Morrison and carried unanimously.

Proposed Ordinance No. 69-54

The Clerk read proposed Ordinance No. 69-54.

Councilman Clegg moved that proposed Ordinance No. 69-55 be introduced and read by the Clerk. Motion seconded by Councilman Morrison and carried unanimously.

Proposed Ordinance No. 69-55

The Clerk read proposed Ordinance No. 69-55.

Councilman Clegg moved that proposed Ordinance 69-56 be introduced and read by the Clerk. Motion seconded by Councilman Morrison and carried unanimously.

Proposed Ordinance No. 69-56

The Clerk read proposed Ordinance No. 69-56.

Councilman Harry Day read proposed Resolution 69-30. He prefaced the reading with excerpts from a very favorable review from the Herald-Telephone and noted that this was the first time for such a commendation from the council.

RESOLUTIONS

Resolution No. 69-30

Councilman Harry Day moved for the adoption of proposed Resolution No. 69-30. Motion seconded by Councilman Clendening and carried unanimously.

A petition from Ridgemed Addition for voluntary annexation was received by the council. The addition will continue to receive fire protection.

PETITIONS AND COMMUNICATIONS

A petition was also received from Greenwood Avenue and they will also receive fire protection until they are annexed.

Mrs. Estel Bolton, 328 S. Euclid, stated to the council that she did not understand why the requests presented in a petition at the November 20th meeting regarding a crossing at Hunter School had not been granted.

Chief East told her that she should really be appealing to the State Highway Commission for moving the crosswalk and reducing the speed limit. He said that the Police Department was not certain that moving the crosswalk was the best thing to do but, that a crossing guard was being provided. He pointed out that actually no children had been hit in the crossing.

None.

REPORTS FROM OFFICIAL BOARDS

None.

REPORTS FROM STANDING COMMITTEES

None.

REPORTS FROM SPECIAL COMMITTEES

None.

REPORTS FROM CITY OFFICIALS

The council extended sympathy to the family of Attorney James T. Kent.

MESSAGES FROM COUNCILMEN

Councilman Harry Day stated that since this was the last meeting before Christmas he thought it would be a wonderful gesture for the community to attend church en masse in recognition of, and in keeping with, the spirit of Christmas irregardless of theology.

Councilman Fee read a letter to Santa asking for the appointment of a city attorney.

None.

OTHER NEW BUSINESS

None.

MESSAGE FROM MAYOR

None.

EXAMINATION OF CLAIMS

The meeting was adjourned at 9:20 p.m., E.S.T.

ADJOURNMENT


Council President, Charles J. Faris