

In the Council Chamber, Municipal Building, on February 15, 1968, at 7:30 p.m., E.S.T., Council President Charles J. Faris presiding.

REGULAR MEETING
COMMON COUNCIL OF THE
CITY OF BLOOMINGTON, INDIANA

Council President Faris.

CALL TO ORDER

Deputy City Clerk:

ROLL CALL

Members present: Councilmen Robert L. Clegg, Jr., James C. Clendening, Harry G. Day, Charles J. Faris, Richard W. Fee, Robert E. Gray, Ralph L. Johnson, William A. Madden and Jack A. Morrison.

Members absent: None.

Councilman Johnson introduced Reverend Ernest D. Butler, Pastor of the Second Baptist Church, who gave the invocation.

INVOCATION

Mayor John H. Hooker, Jr.; Raymond E. Long, City Engineer; James R. Cotner, City Attorney; Howard A. Young, City Controller; Marian H. Tardy, City Clerk; Captain Jess Inman, Traffic Division, City Police Department; James D. Sargent, Street Commissioner and Marvard Clark, Assistant City Engineer.

OFFICIALS IN ATTENDANCE

One hundred thirty-five including James Root, reporter for the Daily Herald Telephone; John Vesey, reporter for the Bloomington Tribune and Weldon Baird, reporter for the Indiana Daily Student.

NUMBER OF CITIZENS
IN ATTENDANCE

On motion of Councilman Johnson, seconded by Councilman Clegg, the minutes of the meeting of February 1, 1968 were approved as distributed.

MINUTES OF FORMER MEETING

None.

REMONSTRANCES AND OBJECTIONS

Councilman Clegg moved that proposed Ordinance No. 68-13 be advanced to second reading and be read by the Clerk by title only. Councilman Johnson seconded the motion and it carried.

Ordinance No. 68-13 - Zoning Ordinance - South Side of By-pass 46 between Walnut and Dunn Streets

The Deputy City Clerk read proposed Ordinance No. 68-13 by title only.

Councilman Madden said he was not sure whether to approve or not because no over-all planning had been done. He said he had no particular objection to this proposed ordinance but this type of "spot" zoning is a result of not having a city planner. Since he does not know what a city planner would recommend, he feels he must vote against the proposed ordinance.

Councilman Day said he had mixed feelings on the proposed ordinance. He felt the by-pass should be restricted to what it is now and, although he considers the Leonard family a very fine one, it might not always be able to control the use of the land in question.

Councilman Clegg said this is the first attempt at planning that has been made in the city. We cannot stand still while waiting for a planner to be chosen; we should vote on the merits of the proposed ordinance.

Councilman Clegg moved that proposed Ordinance No. 68-13 be adopted. Councilman Johnson seconded the motion. Roll call vote: 8 ayes; nays - Councilman Madden.

Councilman Day moved that proposed Ordinance No. 68-15 be advanced to second reading and be read by the Clerk by title only. Councilman Johnson seconded the motion and it carried.

ORDINANCES - SECOND READING
(continued)

Ordinance No. 68-15
Fair Housing Ordinance

The Deputy City Clerk read proposed Ordinance No. 68-15 by title only.

Councilman Day introduced Mr. Harold Hatcher, Director of the Indiana Human Rights Commission. Mr. Hatcher commended the Council, the City Administration and the local Human Relations Commission for producing a fine document but added that he felt it should not be limited to housing. He suggested the proposed ordinance be changed to encompass all discrimination but agreed that such a change would delay the passage of the proposed ordinance since it would require the setting up of offices, hiring of personnel and the appropriation of funds.

Councilman Day read a portion of a letter from the City Attorney recommending certain amendments to the proposed ordinance and asked that these amendments be read by the Clerk.

The Deputy City Clerk read the proposed amendments to proposed Ordinance No. 68-15.

Councilman Day moved that the amendments, as read, be adopted. Councilman Johnson seconded the motion. Roll call vote: 9 ayes; nays - none.

A wide-range discussion of the proposed ordinance followed with Mr. Irvin Rumble, Mrs. Elizabeth Bridgewater, Mr. Sherman Duch, Mr. David Johnson, Reverend Ernest D. Butler, Mrs. Edwin O. Koch, Sr., Mrs. Douglas Elson, Mr. Walter Crafton, Mr. Clarence Gilliam, Reverend Joseph Walker, Mr. Bennett, Miss Ann Bresey, Mrs. Thomas and Dr. Hugh Ramsey voicing their various opinions, along with a suggestion for a change from Mr. Robert Doty, a representative of the Bloomington Board of Realtors.

Mayor Hooker asked that the discussion be ended and action taken by the Council. He said more than five months had passed during which people had had many chances to be heard and he asked the Council to pass the proposed ordinance unanimously as it stood as amended.

Councilman Johnson moved that proposed Ordinance No. 68-15 be adopted as amended. Councilman Clendening seconded the motion. Roll call vote: 9 ayes; nays - none.

Councilman Day said he was glad there had been a very decent discussion without invective. Dr. Day read a letter from Joseph A. Franklin, Vice-President and Treasurer of Indiana University.

Council President Faris read a list of persons from whom letters recommending passage of the Fair Housing Ordinance had been received. Only one letter in opposition to the ordinance was received. Mayor Hooker asked that these letters be made a part of the minutes of this meeting, and they follow:

"Mr. Charles Faris
etc.

February 5, 1968

Dear Bud:

I have never written you before in regard to any city business but I feel compelled to do so now. I have just read Sections 3-8 of the proposed Fair Housing Ordinance.

I believe this is something which I can support and that as a Christian I should support. I cannot, of course, tell you what your decision should be but I want you to know that I am in favor of it. I hope it passes.

Sincerely yours,

/s/ Howard Anderson, Minister
First Christian Church"

"Mr. Charles Faris
etc.

February 12, 1968

Dear Mr. Faris:

This is to inform the Common Council of the City of Bloomington that the Board of Bloomington Church Women United has passed a resolution in favor of the Fair Housing Ordinance 68-15.

The Board represents twenty churches. Seven women abstained from voting because they lived outside the city limits.

We urge your support of this ordinance.

Respectfully,

/s/ Mrs. Robert A. Cook, President"

"Mr. Charles Faris
etc.

February 13, 1968

Dear Mr. Faris:

Knowing that you are charged with a responsibility to represent the people of Bloomington as you best understand the Issues, I have asked that my secretary send the enclosed sermon to you for your consideration. While it is asking a great deal of a busy public servant to find the time to read something I have written, I do hope you will give as much time to it as seems reasonable.

It is obvious that I am in support of the passage of the proposed Fair Housing Bill, and I solicit your support as well. The reasons for this are sprinkled throughout the sermon.

Sincerely yours,

/s/ Robert W. Gingery, Minister"

Sermon filed with letter in Council file.

"To the Members of the Council:

February 14, 1968

My attention has been called to the fact that you will be considering a fair housing ordinance at your next meeting.

This ordinance seems to me to be a step in the right direction, and I give it my wholehearted endorsement.

/s/ Herman B Wells, Chancellor, Indiana University"

"Mr. Charles Faris
etc.

February 14, 1968

Dear Mr. Faris:

I have read and studied the City Council Ordinance No. 68-15 - Fair Housing Code - and find it to be satisfactory.

The City of Bloomington needs a Fair Housing Code if it wants to continue to grow and become even more the leading cultural, educational and recreational center for the state.

Yours truly,

/s/ James R. Moore, Director, Off-Campus Housing, Indiana University"

"The City Council
etc.

February 14, 1968

Dear Members of Council:

At the annual meeting of the Monroe County Church Federation held Tuesday of this week, February 13th, the Federation went on record via unanimous vote endorsing the present Fair Housing Ordinance now before the City Council. We urge you to adopt this ordinance as a necessary instrument by which the best interests of all of our citizens will be served.

This letter is written to you at the direction of the Church Federation.

Sincerely yours,

/s/ Paul R. Miller, President, Monroe County Church Federation"

"Mr. Charles Faris
etc.

February 14, 1968

Dear Mr. Faris:

A major board of our church, The Board of Christian Outreach, after examining the Fair Housing Ordinance, voted unanimously to urge the City Council to pass it.

We believe this will mark a step forward for our city, and we wish to thank the members of the Council, The Human Relations Committee, and Mr. Harry Day for the hours they have spent in preparing the ordinance.

Respectfully,

/s/ Paul F. Crafton, Chairman"

A list of the members of the Board of Christian Outreach of the First Baptist Church is filed with the above letter in the Council file.

"Mr. Charles Faris
etc.

February 14, 1968

Dear Mr. Faris:

The purpose of this letter is to indicate my personal and highly favorable interest in the ordinance in support of a fair housing policy for the City of Bloomington being introduced by Councilman Harry Day. I could not too strongly state my enthusiasm for what I see as a remedy for Bloomington's desperate need of complete and open housing in fact as well as in law.

Further, in my position at the University, I have had occasion to note many students' problems in securing non-discriminatory housing in Bloomington. I, therefore, doubly welcome the news that such an ordinance is being proposed.

Sincerely yours,

/s/ John W. Snyder, Vice-President & Dean for Undergraduate Development,
Indiana University"

"To the President and Members of the Common
Council of Bloomington:

February 15, 1968

Since we cannot be present at the Council meeting tonight we wish to state in writing that we favor the adoption of the Fair Housing Ordinance. We are aware that it is not a perfect ordinance; but we feel that in this imperfect world it is a basic and minimum right of all citizens to be able to choose one's housing and to know that their community stands behind this right.

Sincerely,

/s/ Robert & Laura Campbell, 415 South Grant St., Bloomington, Indiana"

"To the Bloomington City Council
c/o Charles Faris, President

February 12, 1968

Dear Sirs:

I do hereby request that the proposed Fair Housing Ordinance (68-15) be referred to the Human Relations Commission for further study, public hearings, and consultation with qualified scholars in the fields of social and political science and racial relations.

The need for such further study I believe is established by the following reasons:

- (a) The Commission has presented no evidence that discrimination exists in Bloomington;
- (b) The Commission has not held public hearings on the proposed ordinance;
- (c) The Commission has not remedied the defects uncovered by the operation and enforcement of the state law;
- (d) The Commission has not defined discrimination precisely enough for proper enforcement;
- (e) The Commission has admitted, at its meeting on Dec. 14, 1967, that a "pattern of discrimination or non-discrimination" would be taken into account in the enforcement procedure. However,
 - (1) That pattern has not been stated in the law;
 - (2) The Commission was unable to say how such a pattern could or would be applied to small landlords;
 - (3) The pattern for a white area could not be the same as the pattern for a colored area. Yet the Commission has not stated the boundaries of the areas to which the various patterns would apply.

I believe that many of the defects of the proposed ordinance could be remedied by proper amendments and changes. I would be glad to make further suggestions for its improvement.

Respectfully yours,

/s/ Henry Williams, Rural Route 8, Bloomington, Indiana".

Mayor Hooker thanked the Council for passing the Fair Housing Ordinance and stated that through the work of the Council and the Administration, the City of Bloomington had become an equal opportunity employer. He said he and the Council would continue to try to make Bloomington the place we want it to be; the best possible place in which to live. He added that his and the Council's interest was shown not just in words but in action. He said also that Indiana University has tried to work with the Council to make Bloomington a better place.

Council President Faris recessed the meeting at 10:00 p.m.

Council President Faris called the meeting back to order at 10:10 p.m.

Councilman Clegg moved that proposed Ordinance No. 68-16 be introduced and read by the Clerk. Councilman Fee seconded the motion and it carried.

The Deputy City Clerk read proposed Ordinance No. 68-16.

Councilman Johnson read proposed Resolution No. 68-5.

Councilman Fee asked that the following changes be made:

ORDINANCES - SECOND READING

Fair Housing Ordinance
(continued)

INTRODUCTION OF GENERAL
AND SPECIAL ORDINANCES

Ordinance No. 68-16 - Zoning Ordinance-North of the Huddle Restaurant between the By-pass and Green Acres Addition

RESOLUTIONS

Resolution No. 68-5
Indiana Vocational Technical College

"the nation's ninth largest university" instead of "college"

in the final paragraph of the proposed resolution the words "Ivy Tech College" be replaced with "Indiana Vocational Technical College".

Councilman Johnson moved that proposed Resolution No. 68-5 be adopted as changed. Councilman Clegg seconded the motion and it carried.

None.

None.

None.

None.

None.

None.

None.

None.

Councilman Johnson moved that claims presented for payment on February 16 and February 20, 1968 be allowed. Councilman Clendening seconded the motion and it carried unanimously.

Council President Faris moved for adjournment at the hour of 10:35 p.m., E.S.T.

Resolution No. 68-5
Indiana Vocational Technical
College

(continued)

PETITIONS AND COMMUNICATIONS

REPORTS FROM OFFICIAL BOARDS
AND COMMISSIONS

REPORTS FROM SPECIAL
COMMITTEES

REPORTS FROM STANDING
COMMITTEES

REPORTS FROM CITY OFFICIALS
AND DEPARTMENT HEADS

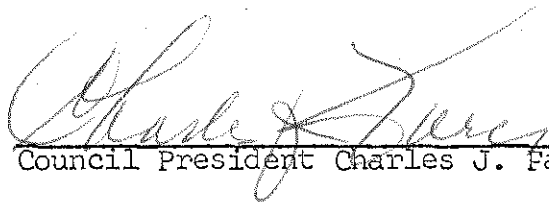
MESSAGES FROM COUNCILMEN

MESSAGES FROM MAYOR

OTHER NEW BUSINESS

EXAMINATION OF CLAIMS

ADJOURNMENT


Council President Charles J. Faris

ATTEST:

Marian H. Tardy, City Clerk