

REGULAR MEETING

THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, met in the Council Chambers in the Municipal Building on Thursday, December 16, 1965, at the hour of seven thirty o'clock (7:30 P.M.) E.S.T. in regular session with Mayor John H. Hooker, Jr. presiding.

Meeting called to order by Mayor Hooker.

A roll call of the Councilmen was taken by the Clerk-Treasurer.

Members Present: Councilmen - C. Day, H. Day, Derge, Faris,
Fee, Johnson, Moulden

Also Present: Mayor - John H. Hooker, Jr.
City Attorney - James R. Cotner
City Engineer - Raymond E. Long

Members Absent: None

Meeting opened with invocation by Councilman Johnson.

Councilman Faris moved, seconded by Councilman Moulden, that the minutes of the December 2, 1965, meeting be approved as published and distributed. Motion carried unanimously.

Councilman Moulden moved, seconded by Councilman Fee, that proposed Ordinance 65-35 be presented for first reading and read by the Clerk-Treasurer. Motion carried unanimously.

The Clerk-Treasurer read proposed Ordinance 65-35.

Mayor Hooker asked Assistant Engineer, Marvard A. Clark, to give a description of this.

Mr. Clark stated that this involves one lot on the north side of 3rd Street immediately west of the area occupied by the Huddle Restaurant where a proposed motel is to be built.

Councilman Moulden moved, seconded by Councilman Fee, that proposed Ordinance 65-36 be presented for first reading and read by the Clerk-Treasurer. Motion carried unanimously.

The Clerk-Treasurer read proposed Ordinance 65-36.

Mayor Hooker asked Mr. Clark for a description of this.

Mr. Clark stated this involved an entire city block bounded by Grant on the West, 17th Street on the North, Dunn Street on the East and 16th Street on the South.

Councilman Fee moved, seconded by Councilman Faris, that Resolution 65-7 be introduced and adopted.

RESOLUTION 65-7

That the Clerk-Treasurer hereby be authorized to make the following adjustment in the Police Department budget of 1965:

1. SERVICES PERSONAL

11 Salaries and Wages, Regular Reduction of \$800.00

12 Salaries and Wages, Temporary Addition of \$800.00

This adjustment necessary in order to pay School Crossing Guards for the balance of 1965.

Upon the roll call vote the motion for the adoption of Resolution 65-7 was carried unanimously.

Councilman Moulden moved, seconded by Councilman Fee, that proposed Ordinance 65-37 be presented for first reading and read by the Clerk-Treasurer. Motion carried unanimously.

The Clerk-Treasurer read proposed Ordinance 65-37.

Councilman Fee moved, seconded by Councilman Johnson, to consider and reconsider the city's policy concerning voluntary annexation at the Special Meeting on Monday, December 20, 1965. Motion carried unanimously.

Mr. William Morrow asked the Council to waive the rules and consider this ordinance on a second reading tonight. We realize that this is contrary to the procedure of this Council, but we feel that it would be proper in this case for the following reasons:

1. That as an annexation ordinance, it is not such an ordinance which involves the public policy of the city as do traffic ordinances or licensing ordinances, nor is it such an ordinance as would change the use of the land involved as would an ordinance amending the Bloomington zoning map, and it really only involves the people who presently own the land and we who are buying the land. Therefore, there would be no real benefit in a delay of 2 weeks to allow other people involved to come forward and be heard, as everybody involved has consented to the enactment of this ordinance.

2. Secondly, the city itself is engaged in a program seeking to annex land adjacent to the present city boundaries, of which this is a part. The ordinance now before the Court includes not only this land, but land much farther from the city boundaries than this land. In a sense, therefore, the city has already stated that it desires this land to be within the corporate limits and we and the present landowners are merely consenting to a policy already expressed by the city.

3. Thirdly, the program which we worked out originally involved as a last step the annexation of this land. Procedurally, it required us to appear before the Board of Works and then the City Plan Commission and obtain their approval of our proposed use of the land. We did so and obtained such approval. The next step required the approval of the County Plan Commission, which was to be followed by annexation. We decided in outlining our program to obtain the approval of the County Plan Commission prior to seeking annexation, as we imagined it would be simpler and an easier step in the program.

The lending institution with which we are working requires that we have the approval of the Plan Commission of the governmental agency having control of this land prior to its making the loan. Such approval is required by next Tuesday, December 21. As we have said, our plans called for obtaining such approval from the county. As you know, we failed to do this. Our plan to be annexed in the ordinary course of things fell through. Therefore, unless the Council suspends the rules and enacts this ordinance tonight, our plans fall through. While this is not an important policy consideration, it is a factor of which we want the Council aware.

Councilman Faris suggested that any further discussion of this request would be taken up Monday night, December 20th at the special meeting.

Councilman Faris presented the following petition and asked it be read by the Clerk-Treasurer.

The Clerk-Treasurer read the petition.

December 10, 1965

Howard Young
City Clerk-Treasurer
Bloomington, Indiana

Dear Sir:

We represent JCJ Masonry Contractors, Inc., who are the owners of Lots Number 29 and 30 in Northview Addition to the City of Bloomington, Indiana. The said real estate is located in the block bounded by 17th Street on the North, Dunn Street on the East, 16th Street on the South and Grant Street on the West;

There is a 12 foot alley running north and south through the middle of said block from 17th Street to 16th Street, and the south 124 feet of said alley was vacated in an action by the East Side Penecostal Church vs. The City of Bloomington, filed February 27, 1961 in the Monroe Circuit Court, the same being Cause #4605;

That the remaining portion of said alley is not improved nor used for street or alley purposes; that none of the remaining alley is needed or will be needed for said purposes;

Wherefore, we respectfully petition the Common Council of the City of Bloomington, to instruct the City Attorney of the City of Bloomington not to oppose the vacation of the remaining portion of said alley.

JCJ MASONRY CONTRACTORS, INC.

BY: ROGERS & GREGORY, ATTORNEYS

BY: S/ Fred H. Gregory
Fred H. Gregory

Councilman Faris moved, seconded by Councilman Moulden, that the petition be submitted to Councilman Faris's committee for further investigation and review and a report will be made at the next regularly scheduled meeting in January, 1966. Motion carried unanimously.

Councilman Fee presented the following resolution.

TO: FRANCIS X. MCCLOSKEY

I have been informed that you will soon leave your present position with the Herald-Telephone. It is with some considerable regret that I watch you depart from this position.

A newspaper reporter's lot is very often not too happy. The public must be informed in order to judge the action of those in public office. Public office may be a public trust, but a newspaper with facts helps the public know if their trust is correctly placed.

I have always been impressed with your integrity and sense of fair play. I must hasten to say that some things have appeared in print that displeased me but the facts were correct.

I hope you will remember your sojourn with us as an interesting and enlightening experience. I know your shoes will be difficult to fill.

Regretfully,

S/ Richard W. Fee

Councilman Derge moved, seconded by Councilman Faris, that the resolution prepared by Councilman Fee be made a permanent record of this Common Council. Motion carried unanimously.

Mayor Hooker stated that as of December 15, 1965, the special census that was requested by the Common Council was concluded and a preliminary tally indicates a population for the corporation of Bloomington, 42,110. The field notes and papers as prepared by this special census have been forwarded to the Bureau in Washington, D.C. for an audit to be made and a certification will be forwarded by the Bureau to the City of Bloomington in approximately 60 days and no longer than 90 days and we should have a certification not later than March 1966.

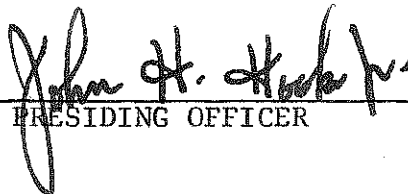
Mayor Hooker further stated that he would suggest the Common Council consider asking a member of the Council to start preliminary work on the redistricting of the City of Bloomington into councilmanic districts.

Mayor Hooker further stated the City Attorney has been asked to start working on the transition of the City from 3rd class to 2nd class City.

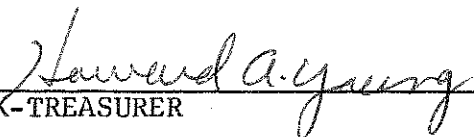
Councilman Moulden moved, seconded by Councilman C. Day, that claims presented for payment on December 5th and December 17th be allowed. Motion carried unanimously.

No further business to come before the Council, Councilman Fee moved meeting be adjourned.

Meeting adjourned at the hour of eight forty-five o'clock (8:45 P.M.) E.S.T.


PRESIDING OFFICER

ATTEST:


CLERK-TREASURER