

REGULAR MEETING

THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, met in the Council Chambers in City Hall on Thursday, February 20, 1964 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 John H. Hooker, Jr.

Members Present: Fee, Johnson, Moulden,
C. Day, H. Day, Faris,
Derge, Mayor Hooker,
Engineer Long, City
Attorney, Cotner and
Clerk-Treasurer, Young.

Members Absent: None

The meeting was opened with invocation by Councilman Ralph Johnson.

Councilman Harry Day moved to amend the minutes of the last meeting, February 6, 1964, by adding the name of Councilman Moulden to the list of members present. Councilman Faris moved, seconded by Councilman C. Day, that minutes of the previous meeting be approved as distributed and read individually with the above correction. Motion carried unanimously.

Councilman Faris presented the following report from the Traffic Commission.

Feb. 20, 1964

REPORT FROM BLOOMINGTON TRAFFIC COMMISSION
TO THE COMMON COUNCIL

The following traffic regulations have been approved by the Bloomington Traffic Commission at the February 18, 1964 meeting and are presented to the Common Council for consideration and action.

1. S. Hawthorne St. shall "YIELD" right of way to E. Wylie St.
2. Southdowns Drive shall "YIELD" right of way to Covenanter Drive.
3. Parking shall be eliminated on the East side of North Forrest Avenue between E. 10th St. and E. Cottage Grove Ave.
4. 11th Street shall be designated as "STOP" at its intersection with North Woodlawn Avenue.
5. Cottage Grove Avenue shall be designated as "STOP" at its intersection with North Woodlawn Avenue.
6. No parking be allowed on either side of East Hillside Drive between South Walnut Street and South Grant Street.
7. North Park Avenue shall be designated as "STOP" at its intersection with East Cottage Grove Avenue.
8. East Cottage Grove Avenue shall no longer be designated a "STOP" at its intersection with North Park Avenue.
9. South Washington Street at its intersection with East First shall be designated as a "FOUR WAY STOP" intersection.
10. Change parking on south side of 400 block of West Grimes Lane from "NO PARKING" to "30 MINUTE PARKING" zone.
11. Eliminate parking on both sides of East 13th Street from North Walnut Grove to North Fee Lane.

This committee has studied and surveyed the above recommendations and hereby request that the Traffic Ordinance be amended to incorporate said recommendations.

Signed: _____

Signed: _____

Signed: _____

Signed: _____

Signed: _____

Signed: _____

Councilman Moulden reported the Planning Commission had met on February 13, 1964 and had passed four resolutions - all the resolutions dealt with the rezoning of certain land in Bloomington.

Councilman Moulden presented Ordinance Number 64-2 for first reading by the Clerk-Treasurer. The Clerk-Treasurer read Ordinance Number 64-2.

Mayor Hooker, stated that Ordinance Number 64-2 sought to rezone the North side of Third Street from the present Residential Zone classification to a B-1 Limited Business Zone.

Mrs. McEvoy, a citizen in the audience, spoke against this ordinance. She stated they had fought this ordinance two years ago and now again it had been brought up in Council without any notification to persons concerned with this rezoning. She had only learned of the matter around seven o'clock (7:00 P.M.) and she felt the residents were entitled to a letter ten days prior to the action of the Council.

Mayor Hooker explained to Mrs. McEvoy there had been general discussion on the radio and in the newspaper. He further explained that the ordinance had only been presented for the first reading and no action would be taken tonight.

Again, Mrs. McEvoy asked if they should not have received a letter.

Mr. Marvard Clark, stated that the law says a notice shall be published in the paper ten days before it comes up and no letter is required.

Mrs. Carmony, an interested citizen, also spoke out against this ordinance.

Councilman Derge moved, seconded by Councilman Johnson, that the proposed ordinance affecting the rezoning of property on East Third Street, be transferred back to the Plan Commission of the City of Bloomington. Motion carried unanimously.

Councilman Moulden presented Ordinance Number 64-3 for first reading by the Clerk-Treasurer. The Clerk-Treasurer read Ordinance Number 64-3.

Mayor Hooker explained Ordinance Number 64-3 sought to rezone the area north of Third Street on Smith Road from the present R-1 One Family Zone classification to an R-2 Two Family Zone. The reason for this is to protect the people in Park Ridge East from an unsightly business being erected close to them.

Councilman Moulden moved, seconded by Councilman Fee, that the Ordinance Number 64-3 be passed to second reading. Second reading to be at next regularly scheduled Council meeting at which time action will be taken.

Dr. R. E. Cook asked Mayor Hooker if this was the connecting road between Third Street and Tenth Street. Mayor Hooker stated it was.

Councilman Moulden, Chairman of the Planning, Zoning and Land Use Committee, stated he felt the second reading should be at next

meeting and action be taken at that time.

Councilman Moulden presented Ordinance Number 64-4 for first reading by the Clerk-Treasurer. The Clerk-Treasurer read Ordinance Number 64-4 for first reading.

Mayor Hooker stated that Ordinance Number 64-4 sought to rezone Third Street east of Smith Road from an R-1 One Family Zone classification to a B-1 Limited Business Zone.

This is to protect the residence in Park Ridge East.

Councilman Johnson asked if anyone knew what was going in there. Mayor Hooker explained that a Dentist, Doctor, Florist, Realtor or any small retail gift shop could go in there. When you bring a subdivision into existence they are automatically zoned R-1. When the subdividers planned this the Southeast area of the intersection at Third and Smith Road had made available this land for a church. At present time they have had no interested buyers.

Ordinance Number 64-4 is advanced to second reading at next scheduled meeting.

Councilman Moulden presented for first reading Ordinance Number 64-5 by the Clerk-Treasurer. The Clerk-Treasurer read Ordinance Number 64-5.

The ordinance sought to rezone all the North side by Second Street, on the East by Grant Street, on the South by an Alley running East and West between University and First Streets, and on the West by Lincoln Street.

Ordinance Number 64-5 advanced to second reading at next scheduled meeting.

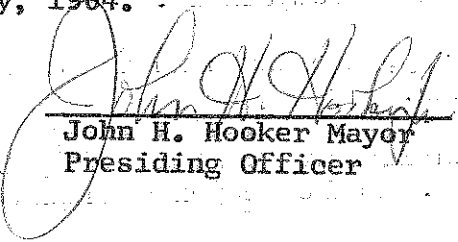
Councilman Fee presented Resolution Number 64-5 for first reading by Clerk-Treasurer. The Clerk-Treasurer read Resolution Number 64-5.

RESOLUTION 64-5

WHEREAS, the Common Council of the City of Bloomington has been advised that the Park and Recreation Fund is depleted and that funds are available in the General Fund of the City of Bloomington for a temporary advancement to the Park and Recreation Fund,

NOW BE IT RESOLVED, that there be temporarily advanced and transferred to the Park and Recreation Fund of the City of Bloomington from the General Fund of the City of Bloomington the sum of Ten Thousand Dollars (\$10,000.00). Such advancement and transfer shall extend only until the receipt by the City of Bloomington of the first distribution of taxes for the year 1964 and in no event beyond the 31st day of December, 1964, and that the funds herein advanced and transferred to the Park and Recreation Fund shall be returned and repaid to the General Fund from which such transfer and advancement is now made.

Dated this 20th day of February, 1964.


John H. Hooker Mayor
Presiding Officer

ATTEST:


Howard Young, Clerk-Treasurer

Councilman Fee moved, seconded by Councilman Faris, this resolution be adopted.

Margaret Torphy, a citizen in the audience, asked the Clerk-Treasurer if this was a common practice before. The Clerk-Treasurer assured her it was.

Motion was carried unanimously.

Councilman Johnson, Chairman of the Municipal Growth and Development Committee, presented his view on Resolution 64-4 which was turned in to his Committee for further study at last Council meeting held on February 6, 1964. Councilman Johnson stated he would ~~be~~ recommend the passage of this Resolution by the Council.

A citizen in the audience wanted to know how ~~any~~^{the} citizen can have anything to say about this, if they do not know a thing about this or see it drawn up. Councilman Johnson stated it was impossible to reproduce this, but it could be obtained at any County Agent's office. It was further stated that this had been placed in the Daily Herald Telephone for publication six or eight months ago.

Mrs. Hart, a citizen in the audience stated there had been a number of meetings held on this plan - the meetings were published in the paper for all interested citizens that wanted to attend the meetings and the meetings were in the evening.

Mr. Homer Lentz, a citizen in the audience, spoke out against this plan. He felt we had no right to tell the county people what they could do with land they owned and had paid taxes on.

Mr. Dickerson, a citizen in the audience, expressed that one thing we can be assured is we are going to have growth here in Bloomington, we are going to have lots of people and we are going to have to get along with each other. It is better to have homes in one place and businesses in one place.

Mrs. Bryan, a citizen in the audience, asked the question of who was going to be left in the county to grow vegetables for her and the other people.

Mayor Hooker stated that he wanted everyone to know this was not his responsibility but rather the responsibility of the County Commissioners to either take this plan or a similiar plan.

Mr. Charles Miller, a citizen in the audience, spoke in favor of the Master Plan. He felt we needed some kind of planning.

Mrs. Burger, a citizen in the audience, stated we were all citizens of Monroe County and what affects one affects all.

Dr. Bill Wayne explained in broad terms the purpose of the Master Plan.

Mr. Lloyd Peters, a citizen in the audience, wanted to know if the City's ordinance would clash with the County's ordinance. He was assured they would not.

Mr. Bill Simmer asked if both ordinances were similiar. He was told they were compatible.

Mr. Hornaday, a citizen in the audience, spoke in favor of the Master Plan.

Councilman ~~Fee~~^{Johnson} moved, seconded by Councilman ~~Fee~~^{Fee}, this resolution be adopted. Motion carried unanimously.

Councilman Harry Day presented for first reading by Clerk-Treasurer Resolution 64-6. The Clerk-Treasurer read Resolution 64-6.

Resolution 64-6

WHEREAS: The Common Council of the City of Bloomington is deeply concerned with the perservation of human resources; and

WHEREAS: The health of every citizen is fundamental to his personal happiness, attainments and responsibilities and essential to the security and prosperity of the community, state and nation; and

WHEREAS: The establishment of a full-time Monroe County Health Department is recognized as the most practical, efficient and economical way of securing health services necessary for the health protection of the people of our community; and

WHEREAS: A full-time Monroe County Health Department would place all community health problems under one bi-partisan authority composed of interested and qualified professional and civic-minded citizens; and

WHEREAS: A full-time Monroe County Health Department would prevent costly overlapping of voluntary and official health services, promote the continuity of effective health programs through protection from political interference and provide uniformity of requirements and enforcement through a planned and directed program; and

WHEREAS: Double taxation of the citizens of Bloomington for separate health agencies would be eliminated; and

WHEREAS: The establishment of full-time county health departments is endorsed by the Indiana State Board of Health, Indiana State Medical Association, American Medical Association, and other official and voluntary health agencies; and

WHEREAS: The establishment of a full-time Monroe County Health Department has the support of such local organizations as the Owen-Monroe Medical Society, Bloomington Chamber of Commerce, Monroe County Community Council, Public Health Nursing Association, Junior Chamber of Commerce, Exchange Club, Advisory Council of the Bloomington Hospital and the Monroe County Society for Crippled; and

WHEREAS: Chapter 157, Acts of 1949, Indiana General Assembly, permits the establishment of full-time county health departments by resolution by the Boards of County Commissions, therefore, be it

RESOLVED: That the Common Council of the City of Bloomington approves the establishment of a full-time Monroe County Health Department to provide the health services for the people of Monroe County and the City of Bloomington, and recommends that the County Board of Commissioners of Monroe County, with all expedience, establish by resolution a full-time Monroe County Health Department.

Councilman Harry Day moved, seconded by Councilman Derge that Resolution 64-6 be adopted.

Mr. Webb, a citizen in the audience, spoke in favor of the Health Plan.

Mrs. Godfrey, a citizen in the audience, spoke in favor of the Health Plan.

Mrs. Sonneborn, a citizen in the audience, was in favor of the Health Plan.

Mr. Peter Delone, a citizen in the audience, wanted to know if the Health Inspector had the authority to enforce any violation of the Plan.

Mayor Hooker stated that he could not answer this question. The Board is authorized to enforce the law they feel affects the public-health measures.

Mr. Goodpasture, Director of Environmental Health at I.U., representing the Exchange Club and the Public Health Nursing Association, expressed favor for this Health Plan. He explained the committee had not just jumped at this, but rather they had worked on it for a long time.

Councilman Harry Day moved, seconded by Councilman Derge that Resolution 64-6 be adopted. Motion carried unanimously.

Mr. Edward Applegate, representing Mr. and Mrs. Marvin Howard, owners of Howard Chevrolet, presented the following petition to the Council.

State of Indiana
 SS:
 County of Monroe

Before the Common Council
 of the City of Bloomington,
 Indiana.

In the Matter of the Petition
 of Marvin Howard, Mabeth
 Howard and Howard Chevrolet
 Company, Inc., for Annexation.

PETITION TO ANNEX

Comes now Marvin Howard and Mabeth Howard, husband and wife, and Howard Chevrolet Company, Inc., by it's president, Marvin Howard, and for it's Petition to Annex says as follows:

1. That your Petitioners have been in business in the Community of Bloomington and the City of Bloomington for the past eight (8) years and have been situated on S. Walnut Street in the City of Bloomington, Indiana, and operate a new car dealership as well as used car lots throughout the city.

2. That during the past year the parties to this petition have contracted and have purchased land immediately south of the City Limits of Bloomington, Indiana, and immediately across from properties owned by the City of Bloomington, Indiana, and have begun to construct buildings to house the new car dealership and used car business, and that the lands purchased are described as follows:

A part of the East half of the Southwest quarter of Section Sixteen (16), Township Eight (8) North, Range One (1) West, bounded as follows: Beginning at a point this is 50 feet East of the Northwest corner of said East half of the said Southwest quarter, and on the East right of way line of Indiana State Highway #37, thence running South over and along the East right of way line of said Highway for a distance of 500 feet, thence running East 400 feet, thence running North 500 feet, and to the North line of the said East half of the said Southwest quarter, thence running West over and along the North line of said Southwest quarter 400 feet and to the place of beginning. Containing 4.06 acres, more or less.

And also, all that land lying between the above described land and the West line of said East half of said Southwest quarter, subject to and excepting the rights and title of the State of Indiana therein, said land now being a part of the Indiana State Highway #37.

And also, the perpetual, non-exclusive, right and easement to use as a roadway, and for gas,

water, sewer and telephone lines, the following described real estate, to-wit:

A part of the East half of the Southwest quarter of Section 16, Township 8 North, Range 1 West, bounded as follows; Beginning at a point on the East right of way line of Indiana State Highway 37 that stands 50 feet East and 500 feet South of the Northwest corner of said East half of said Southwest quarter, as measured along the said right of way line of said highway, and being the Southwest corner of the land herein first described, thence running East 400 feet along the South line of the land herein first described, thence running South 50 feet, thence running West 400 feet and to the East right of way line of said Highway, thence North along said right of way line to the point of beginning, containing .46 acres, more or less. Which right of way and easement shall be appurtenant to and for the benefit of all and any part of the land first herein described;

3. That the Petitioners herein are presently completing the structures situated thereon and will occupy same in the month of March, 1964, and they are desirous of having same annexed to the city of Bloomington, Indiana.

WHEREFORE, your Petitioners request that the real estate described herein be annexed and made a part of the City of Bloomington, Monroe County, Indiana.

S/ K. Edwin Applegate
K. Edwin Applegate, attorney
for Marvin Howard, Mabeth
Howard, Howard Chevrolet Co.,
Inc.

City Attorney Cotner read to the Council the report from the Board of Public Works & Safety on Garbage Bids.

B. & S. Disposal - \$49,000 a year with a total for the four year period being \$196,000 with a three (3) per cent annual reduction when incinerator is in operation.

Robert Barrow - \$56,640 for the first year with a total for the four year period being \$226,560 with a two (2) per cent annual reduction when incinerator is in operation.

J. L. Burks Sanitary Collection Service, Inc.

| | | |
|----------|-------|------------------|
| 1st year | ----- | \$ 57,000 |
| 2nd year | ----- | 59,500 |
| 3rd year | ----- | 61,500 |
| 4th year | ----- | 63,500 |
| | | <u>\$241,500</u> |

with a two (2) per cent annual reduction when incinerator is in operation.

Councilman Faris asked one question to each bidder: He wanted to know what kind of equipment would be used.

B & S Disposal reported they have two new trucks ordered that can be delivered within 48 hours - they have one stand-by truck in case of breakdown. The trucks have sanitary covered tops.

Robert Barrow reported that he intends to have three new trucks. "I intend to have three trucks running and one stand-by truck".

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Mr. Smith representing J. L. Burks Sanitary Collection Service, stated they now have two units running every day and they believe that it will take three units to do the City of Bloomington. "We have lived with this thing for a year, and we know what it takes to do the job". "It is going to take more equipment". "Bloomington is growing and our bid figure was because we felt that in four years time it will be necessary to have five trucks running with one stand-by truck to take care of Bloomington".

Councilman Derge asked B & S Disposal if they thought it was enough equipment with two running trucks and one stand-by, or did they feel they would need more equipment.

Mr. Edwin Applegate answered that if more equipment was needed it has been covered in their bid.

Councilman Harry Day asked the bidders if they had considered extending the pick-up day to include some night pick-up.

Mr. Smith reported they were willing to do this if the citizens of Bloomington are willing to give it a try.

Councilman Harry Day explained the reason for his question, was that citizens in some areas of Bloomington might prefer to have collection at night rather than have the garbage can setting out all day in front of their homes.

Councilman Fee asked if any of the gentlemen had a system which they thought would be advantageous over the system we now have.

Mr. Smith stated that no matter who got the contract if they will follow the policy we have had, they will get along. We have a broom and dustpan in our trucks and rather than have our trucks drive off and leave stuff lying in the street we have gotten out and cleaned the mess up. Mr. Smith further stated that the boys he has working for him are the same fellows that worked for the previous collectors, and under the proper supervision these boys can do a good job.

Mr. Baugh stated that back when the cans were being destroyed was before the law came into effect that garbage had to be wrapped; consequently, when it was cold weather the garbage stuck to the bottom of the can and when you got it back the cans would usually have the bottoms destroyed. Mr. Baugh further stated that some of the boys working for J. L. Burks had been working for the last three contractors - they do need some supervision which they will get with us.

Councilman Day asked Mr. Baugh what kind of supervision he had in mind.

Mr. Baugh stated they would take care of the supervision as it has been in the past.

Councilman Faris asked if any of the bidders had given consideration to the senior citizens of Bloomington. That is would they be willing to pick up the garbage close to the garage or alley if the person was unable to carry it out to the street.

Mr. Baugh and Mr. Barrow ^{both} ~~both~~ agreed to do this providing the people were unable to carry it out to the street.

Mr. Smith stated they already had this plan in effect.

Councilman Derge asked why B & S Disposals bid was \$22,000 higher than his bid just a month and a half ago. B & S Disposal said they were told their previous bid was too low and that they could not do a good job for that price.

Councilman Derge asked Mr. Smith why the J. L. Burks' bid was \$22,000 lower. Mr. Smith explained that the first year they are putting on a new unit with a 20 year span rather than the present 16. Second, we feel that Bloomington is going to get bigger ----- at present Park Ridge East is not in the contract for collection (but we are taking care of this) and the fourth year it is going to be even bigger and it is going to take more equipment and more help and our bid was figured with all of this in mind.

Mr. Applegate stated that as the growth of Bloomington comes into effect, the contract calls for extra pay for this.

Councilman Derge stated there was some doubt about the control the City has over the quality of service, doubt about the equipment, the growth of Bloomington and the amount of money.

Councilman Derge asked if any of the bidders were willing to bid on an estimation for two years with the option to renew for two years? City Attorney Cotner stated we cannot do this, because we would have to have a re-bidding on this contract. Attorney Cotner further stated that the City does have an option to cancel the contract if the contractor does not do a good job. The bonding company would pay off if we have to get a new contractor because of service.

Mr. Smith speaking for J. L. Burks said they would be willing to do this.

Councilman Harry Day stated that he felt we would have to take the offer that we agreed to.

Councilman Harry Day moved, seconded by Councilman Fee that the contract between the Board of Works of the City of Bloomington, Indiana and B & S Disposal be ratified.

Councilman ~~Derge~~ ^{Jaris} called for a roll call vote and the Mayor instructed the Clerk-Treasurer for Roll Call Vote.

Councilmen:

Fee -- Aye
 Johnson -- Aye
 Moulden -- Aye
 C. Day -- Aye
 H. Day -- Aye
 Faris -- No
 Derge -- No

Motion ratified by a five to two vote.

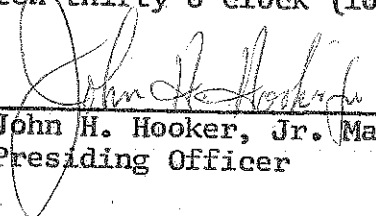
Claims were presented for examination and approval.

Councilman Harry Day asked the Clerk-Treasurer about the claim paid to F. Wilson Thrasher. Mayor Hooker explained that the check in the amount of \$16.00 payable to F. Wilson Thrasher was for a trip to Indianapolis to attend a water meeting by both Mr. Thrasher and Mr. Irwin Dickstein (\$7.50 Thrasher and \$7.50 Dickstein-- Register Fee) and \$1.00 for a parking lot ticket.

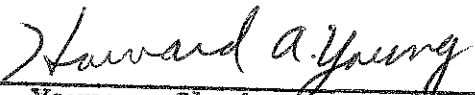
Councilman C. Day moved, seconded by Councilman Moulden, that claims presented for payment February 21, 1964 be allowed. Motion carried unanimously.

Mayor Hooker expressed his deep appreciation for both the Board of Works & the Common Council the interest the citizens have shown in their City of Bloomington.

Councilman Derge moved, seconded by Councilman Faris that the meeting be adjourned. Meeting adjourned at ten thirty o'clock (10:30 P.M.) E.S.T., February 21, 1964.


 John H. Hooker, Jr. Mayor
 Presiding Officer

ATTEST:


 Howard A. Young - Clerk-Treasurer