

REGULAR MEETING

November 19, 1957

THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, met in the Council Chambers in City Hall, on Tuesday, November 19, 1957, at the hour of seven-thirty o'clock (7:30 P.M. C.S.T.) in regular session with Mayor Thos. L. Lemon presiding.

Members present: Miller, Simpson, Sikes, Graves, Chitwood, Van Meter, and Griffith.

Members absent: None.

The meeting was opened with a prayer by Councilman Sikes.

Councilman Simpson moved, seconded by Councilman Graves that the minutes of the regular meeting November 5th be approved as presented; motion unanimously carried.

Councilman Griffith read the report of the Metropolitan Planners, Inc. on the annexation survey. Mr. Kenneth Schellie further explained the annexation program and presented maps to show the annexation area. Report and maps on file in the City Engineer's office for inspection of general public.

Councilman Sikes introduced an ordinance pertinent to rezoning of certain areas for second reading by the Clerk-Treasurer. After second reading by the Clerk-Treasurer, Councilman Sikes moved, seconded by Councilman Simpson that the Ordinance pertinent to rezoning of certain property be duly adopted. Before voting a formal hearing was conducted.

James Kent spoke in behalf of his client, Orville Burton on the rezoning of this property from R2-2 Family Zone to B3-General Business Zone. The Clerk-Treasurer read a petition signed by 37 people representing 23 property owners against the proposed ordinance. Clyde Day, Chester Watson, and Frank Pemberton remonstrated against the rezoning ordinance. After the hearing a roll call vote was asked for.

Upon a roll call vote the above ordinance was unanimously rejected.

Councilman Sikes reported that the Building Code Ordinance was not ready to be recommended to the Council and asked that it be left with the Committee for further study until a later date.

Mayor Lemon presented a report on the bonding capacity of the City as follows:

BOND ISSUE

Bonding (G.O.) Capacity	\$557,238.50
Encumbered January 1958.....	111,000.00
Balance Unencumbered	<u>\$446,238.50</u>

Projects

1. Swimming Pool-Bathhouse.....	\$213,600.00
2. Spray Pools.....	20,830.00
3. Golf Club House.....	84,891.00
	<u>\$319,321.00</u>

4. Eng. Fees.....	\$17,562.00
Res. Eng.....	5,000.00
	<u>\$22,562.00</u>

5. Rec.-Park Department	
Cap. Imp.	<u>\$20,750.00</u>

43,312.00

TOTAL BOND ISSUE.....	<u>\$362,633.00</u>
G.O. Bonding Unencumbered Balance 1958	83,605.50

Park,-Recreation Capital Improvements.

Tennis Courts	10,000.00	Horseshoe Courts	250.00
Bridge	500.00	Walks	2,000.00
Lights	2,000.00	Parking	4,000.00
Start Shelter House	2,000.00		

F1 Gordon Rudd, General Manager of National Pool Equipment Company, Florence, Alabama, explained the process of pre-stressed-pre-cast swimming pools to the Council.

After discussion by the Council it was agreed that as soon as recommendations are forthcoming from the Recreation Board a special meeting would be called of the Council to instruct the City Attorney pertinent to an appropriate bond issue.

The Clerk-Treasurer read the following letter from the Adjutant General's office:

November 18, 1957

Honorable Thomas L. Lemon
Mayor of the City of Bloomington
City Hall
Bloomington, Indiana

Dear Mayor Lemon:

The Adjutant General, State of Indiana, has concurred in the acceptance of the proposed Armory site on State Highway No. 37, South of Bloomington, Indiana, as previously inspected by you and Lt. Col. Morris E. Foist, State Facilities Officer, on or about November 2, 1957.

The proposed Armory site is to embrace not less than five (5) acres as outlined as follows:

Bounded on the East by Highway No. 37, on the North by the tree line, on the South by a road leading to city property, on the West as deemed appropriate by City and local National Guard Officials, but not to include the City Sewer Line, if at all possible.

The following documents are required in transferring title from the City of Bloomington to the State of Indiana for the use of the State Armory Board.

1. Resolution for transfer of land duly executed by City of Bloomington.
2. Warranty Deed. Title to be made to: State of Indiana for the use of the State Armory Board. Deed will not be recorded until examined by this office.
3. Appropriate Abstract of Title continued to current date.
4. Engineer's Legal Survey of the area to be conveyed. Drawing to be submitted in four (4) copies.
5. Certificate from City Attorney that local zoning regulations permit the construction and full utilization of an Armory on this site and that the establishment of any industries or activities which would adversely affect the operation of this site for its intended purpose as an Armory is prohibited.

The submission of legal documents for the Bloomington Armory construction site to be donated by the City of Bloomington to the State of Indiana for the use of the use of the State Board of Armory would be appreciated at your earliest convenience.

The Two-Unit National Guard Armory is proposed for construction at Bloomington during the early part of 1958, subject to availability of Federal funds. The National Guard Bureau has indicated to the State of Indiana that Federal Funds for construction of this facility will be released on or about January 1, 1958. Therefore, the State of Indiana is anxious to receive a clear title to this property at an early date so that the Architect may proceed with drawing plans and specification for this project. The construction cost of the new Armory is estimated at three hundred ten thousand (\$310,000.00) dollars. The total interior floor area will be approximately twenty thousand one hundred sixty (20,160) square feet.

HAA061

Your help and assistance in granting this land to the State of Indiana is greatly appreciated by this department and The Adjutant General extends his deepest appreciation for the cooperation given to us during the negotiations for this property.

Sincerely yours,

MORRIS E. FOIST
Lt. Col., Arty, Indiana NG
Facilities Officer

Copy furnished:
President, Bloomington Armory Bd

MEF:ms

Councilman Sikes introduced a resolution pertinent to authorizing the donation of certain lands to the State of Indiana for reading by the Clerk-Treasurer as follows:

RESOLUTION NO. 14, 1957
RESOLUTION AUTHORIZING THE DONATION OF CERTAIN LANDS
TO THE STATE OF INDIANA

WHEREAS, the STATE OF INDIANA has agreed to build and construct an Armory for the use and purposes of the National Guard units stationed in or near the City of Bloomington, and

WHEREAS, a condition of the construction of such Armory by the STATE OF INDIANA is thye providing by the City of Bloomington the necessary lands for the purpose of constructing such Armory, and

WHEREAS, the Legislature of the State of Indiana by the Acts of 1945 Chapter 135, Section 7, authorizes the contribution of lands by municipalities for such purposes, and

WHEREAS, it is deemed advisable by this Council to donate such lands for such purposes,

NOW, THEREFORE, BE IT RESOLVED, That the City donate to the STATE OF INDIANA for the use and purpose of constructing an Armory thereon, the following described lands belonging to the City of Bloomington, to-wit:

A part of the West half of the Southwest quarter of Section Sixteen (16), Township Eight (8) North, Range One (1) West, described as follows, to-wit: Commencing at a point on the east line of said West half of the Southwest quarter of Section Sixteen (16), Township Eight (8) North, Range One (1) West, Eight Hundred Fifty-two (852) feet South of the North Line thereof; thence South Five Hundred Fifty (550) feet; thence West Four Hundred Fifty (450) feet; thence North Five Hundred Fifty (550) feet; thence East Four Hundred Fifty (450) feet to the point of beginning and containing Five and sixty-eight hundredths (5.68) acres more or less, subject to the Right-of-Way for State Highway 37.

BE IF FURTHER RESOLVED, That the City convey said lands to the STATE OF INDIANA for Armory purposes, and that the Mayor be authorized to execute a deed of conveyance for such lands, and the Clerk-Treasurer attest the execution of such deed of conveyance.

Councilman Sikes moved, seconded by Councilman Simpson that Resolution No. 14, 1957 be duly adopted. Upon a roll call vote Resolution No. 14, 1957, was duly adopted.

Councilman Sikes introduced Appropriation Ordinance No. 5, 1957 for first reading. After first reading by the Clerk-Treasurer, Councilman Sikes moved, seconded by Councilman Simpson that Appropriation Ordinance No. 5, 1957 be advanced to second reading by title only. Upon a roll call vote the motion was unanimously carried. The Clerk-Treasurer read Appropriation Ordinance No. 5, 1957 by title only.

Councilman Simpson moved, seconded by Councilman Sikes that Appropriation Ordinance No. 5, 1957 be duly adopted. Upon a roll call vote Appropriation Ordinance No. 5, 1957 was duly adopted.

Councilman Simpson moved, seconded by Councilman Miller that the petition of Marvin Carmack, 1127 East First Street, for the cutting of the curb and construction of a private driveway be referred to the Public Works Committee with power to act and the work to be done under the supervision of the City Engineer; motion unanimously carried.

The Clerk-Treasurer read the following recommendations for amendment to the 1958 budget:

November 19, 1957

To the City Councilmen:

The State Law provides that after the tax rates and levies have been finally fixed, the appropriating body of each municipal corporation shall allocate the funds to be derived from the levy in such a manner that the expenditures will not exceed the funds to be received. I have now received the certification from the County Auditor as to the Civil City tax levy for 1958, namely, \$2.23 which necessitates reduction in the budget for 1958 as follows:

<u>Fund</u>	<u>Reduction by County Board</u>	<u>State Board</u>	<u>Reduction</u>
General Fund	\$13,546.00		13,546.00
Cemetery		\$2,786.00	2,786.00
Aviation		<u>2,786.00</u>	<u>2,786.00</u>
	<u>13,546.00</u>	<u>5,572.00</u>	<u>19,118.00</u>

The respective Boards recommended the changes be made in the specific items as follows:

<u>County Tax Board:</u>	<u>Reduction</u>	<u>Addition to Revenue</u>	<u>Balance in Item</u>
General Fund			
Health Dept. #262	2,400.00		none
Operating Fund	11,146.00		78,854.00
<u>State Tax Board:</u>			
General Fund			
December Taxes		12,500.00	187,633.00
Special Taxes		835.00	78,832.00
Cemetery-Operating Balance	2,786.00		none
Aviation-Operating Balance	2,786.00		22,291.00

I recommend the Council amend the Budget as adopted for 1958 to make the necessary changes as suggested above.

Mary Alice Dunlap, Clerk-Treasurer
Councilman Sikes moved, seconded by Councilman Simpson that the recommendation of the Clerk-Treasurer to amend the budgets of 1958 be approved; motion unanimously carried.

The report of the Fire Department was received and placed on file.

Councilman Chitwood moved, seconded by Councilman Graves that the claims presented for payment November 20, 1957, be approved as presented; motion unanimously carried.

Meeting adjourned.


Presiding Officer

ATTEST:


Clerk-Treasurer