

REGULAR MEETING

Tuesday, June 5, 1956

THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, met in the Council Chamber in City Hall, on Tuesday, June 5, 1956, at the hour of seven-thirty o'clock (7:30 P.M. DST) in regular session, with Mayor Lemon presiding. The meeting was opened with a prayer by Reverend Robert Hazen.

Members present: Chitwood, Cook, Engelman, Sikes, Miller, Simpson, and Ven Meter.

Members absent: None

The minutes of the previous meeting were read by the Clerk-Treasurer. Councilman Cook moved that the minutes be approved as read. Councilman Simpson seconded the motion and upon vote the motion was carried unanimously.

Councilman Miller after second reading of Ordinance No. 13, 1956, moved its adoption. The motion was seconded by Councilman Simpson and upon roll-call vote Ordinance No. 13, 1956, was unanimously adopted by the vote of the Common Council. Ordinance No. 13, 1956, as follows:

ORDINANCE OF THE CITY OF BLOOMINGTON,  
COUNTY OF MONROE, STATE OF INDIANA

Ordinance No. 13, 1956

WHEREAS, The Common Council of the City of Bloomington, Indiana, passed a zoning ordinance and adopted a zoning map on July 18, 1950, which said ordinance and map became effective on November 17, 1950, and

WHEREAS, The Plan Commission has recommended that the Bloomington Zoning Map be amended by the reclassification of certain property,

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA:

SECTION 1. That the map entitled "Bloomington Zoning Map" dated July 18, 1950, be amended by making the following zone classification changes, to-wit:

A. Rezone Lots No. 33,34,35,36, and 37, in Hunter Addition; also, Lots No. 3 and 4 in Clark Addition, all in the City of Bloomington, County of Monroe, State of Indiana, from their present R3 MULTIPLE DWELLING ZONE classification to a B1 LIMITED BUSINESS ZONE.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, on this \_\_\_\_ day of \_\_\_\_, 1956.

*Thomas L. Lemon*  
Thomas L. Lemon, Presiding Officer

ATTEST:

*Mary Alice Dunlap*  
Mary Alice Dunlap, Clerk-Treasurer

Presented by me to the Mayor of the City of Bloomington, Indiana, on this \_\_\_\_ day of \_\_\_\_, 1956, at the hours of \_\_\_\_ o'clock \_\_\_\_ M.

*Mary Alice Dunlap*  
Mary Alice Dunlap, Clerk-Treasurer

This Ordinance approved and signed by me on this \_\_\_\_ day of \_\_\_\_, 1956, at the hour of \_\_\_\_ o'clock \_\_\_\_ M.

*Thomas L. Lemon*  
Thomas L. Lemon, Mayor

AGAG32

Councilmen Sikes introduced Ordinance No. 14, 1956, and same was given first reading as follows:

ORDINANCE OF THE CITY OF BLOOMINGTON,  
COUNTY OF MONROE, STATE OF INDIANA

ORDINANCE NO. 14, 1956

An Ordinance to provide for payment of disability benefits from the police fund of the City of Bloomington to police officers disabled while actively engaged in duty as a police officer.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, THAT:

Section 1. Every police officer disabled while actively engaged in duty as a police officer, and found by the Board of Trustees of the Police Pension Fund to be disabled, during such period as he shall be so disabled, shall be entitled to receive a disability benefit which shall be a sum equal to the difference between the salary paid to a first class patrolman and the maximum pension allowed from the Police Pension Fund until he shall become entitled to a retirement pension from the Police Pension Fund on the basis of length of service.

Section 2. The Police Department shall provide for such payments in its budget.


Section 3. The Clerk-Treasurer of the City of Bloomington shall pay such claims from the Police Fund.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor, and shall apply to any police officers who may have been previously disabled while actively engaged in duty as police officers and are presently on the payroll.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, on this \_\_\_\_\_ day of \_\_\_\_\_, 1956.

ATTEST:


  
Mary Alice Dunlap, Clerk-Treasurer

  
Theo. L. Lemon, Presiding Officer

Presented by me to the Mayor of the City of Bloomington, Indiana, on this \_\_\_\_\_ day of \_\_\_\_\_, 1956, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M.

Mary Alice Dunlap, Clerk-Treasurer

This Ordinance approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 1956, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M.

  
Theo. L. Lemon, Mayor

On motion of Councilman Cook, seconded by Councilman Simpson, and by a unanimous roll-call vote the Ordinance was advanced to second reading by title only. After second reading by title only, Councilman Simpson moved that the Ordinance be duly adopted. The motion was seconded by Councilman Sikes and upon roll-call vote the motion was unanimously carried and Ordinance No. 14, 1956, was duly adopted.

Councilmen Sikes introduced Ordinance No. 15, 1956, and same was given first reading. Attorney Richard Wilder represented the petitioners and Attorney Len Bunger represented the people who would like only part of the said area annexed. After discussion, Councilman Cook, seconded by Councilman Chitwood, moved that before the next Council Meeting that said area be investigated by Council Members and that the Ordinance be given second reading at the next Council Meeting. The motion was unanimously carried.

Councilman Simpson made a motion that the street light between Fairview and Jackson Streets on Howe Street be moved to the intersection of Howe Street and Jackson Street. The motion was seconded by Councilman Cook, and was unanimously carried.

Petition from Mr. H. E. Gibson of the Sinclair Refining Company, 920 North Walnut Street, Bloomington, Indiana, requested a curb to be cut on East 14th Street. Councilman Miller, seconded by Councilman Sikes, with the power to act, moved that the request be referred to the Street and Alley Committee. Motion unanimously carried.

A request to cut a curb from Mr. Harvey Vint, Vint Plumbing Company, 405 North Rogers Street, Bloomington, Indiana, was read by the Clerk-Treasurer. Councilman Cook, seconded by Councilman Chitwood, with power to act, moved that the request be referred to the Street and Alley Committee. Motion unanimously carried.

The Clerk-Treasurer read a request from Mr. Charles Wagner of the Buck Lemon Furniture Company to cut a curb on North Walnut Street, and black top the tree plots. Councilman Simpson, seconded by Councilman Van Meter, moved that the request be referred to the Street and Alley Committee with the power to act on the said request provided that the Buck Lemon Furniture repair the sidewalks and that a bumper guard be put in the east edge sidewalk, and that the work be done under the supervision of the City Engineer and upon the approval of the State Highway Department. Upon roll-call vote the motion carried as follows: six (6) ayes and one negative vote as cast by Councilman Engelman.

Councilman Miller introduced a petition from petitioners who oppose to paying taxes on swimming pools and club houses for golfers, as follows:

"To Whom It May Concern:

In regard to the raising of City and County Tax of Bloomington and Monroe County:

We, the undersigned tax payers of said city and county, oppose any raise of taxes especially for Golf Course Club House and Wading Pools. We do not think tax payers should pay for golfers pasture and to furnish Club house for pleasure of a few."

Councilman Miller, seconded by Councilman Chitwood, moved that the petition bearing approximately one-hundred and six (106) names be placed on record. Motion unanimously carried.

Chief Huntington read a letter from Mr. Loren Ayres as follows:

"June 5, 1956

Geo. E. Huntington, Jr.  
Chief of Police  
Bloomington, Indiana

Dear Sir:

At the time of the opening of the new Fire Station on Rogers Street the Bloomington Traffic Commission recommended to the Common Council of Bloomington that preference of right of way at 4th and Rogers be changed so that preference was given to traffic on Rogers Street. A check of the minutes of the Council during this time fails to reveal any action on this recommendation. In the discussion before the members of the commission at that time this action was taken for three reasons:

1. The volume was heavier on Rogers Street.
2. The right of way was needed for the fire equipment leaving the new station.
3. There were no objections offered to the change at that time.

Yours truly,  
Loren Ayres"

Councilman Van Meter, seconded by Councilman Engelman, moved that the Traffic Schedule of the Traffic Ordinance be amended to meet with the recommendation of the Traffic Commission as petitioned. Motion unanimously carried.

City Attorney, Leroy Baker, reported that the City had no jurisdiction as to Dr. Fernie M. King's request for closing an alley on West Eighth Street. The City has no platted alley at this location.

Councilman Van Meter reported that the City had no jurisdiction as to the request of Jacob Caubel for removing the barricade on East Southern Drive, because the drive is private property. Mr. Cauble was requested to visit the office of the City Attorney for complete information as to the legal process.

AGAG 52

After discussion of the petition from the Indiana University Memorial Union to hold boat races on Bean Blossom Lake, Councilman Engelman moved that the petition be approved subject to the approval of the Bean Blossom Lake Chamber of Commerce and satisfactory arrangements for supervision, policing, and clean-up be made between the petitioners and the Board of Public Works and Safety. The motion was seconded by Councilman Van Meter and upon vote the motion was unanimously carried.

Councilman Simpson, seconded by Councilman Cook, moved that a street light be approved at Anita and First Streets subject to the ability of the Public Service Company to obtain easements from property owners. Upon vote the motion was unanimously carried.

Councilman Miller made a motion, seconded by Councilman Van Meter, that a street light at 14th and Monroe Streets be approved. Motion carried unanimously.

Councilman Sikes made a motion, seconded by Councilman Chitwood, that the reports of the Health, Plumbing, and Street Departments for the month of May be accepted. Motion unanimously carried.

The Clerk-Treasurer read a letter from Mr. George G. Fassnacht, of the State Board of Health, as follows:

"June 4, 1956

Hon. Thomas Lemon, Mayor  
and City Council  
City Hall  
Bloomington, Indiana

Dear Mayor Lemon:

Re: Recreational Use of Reservoirs

On May 15 I spent several hours in Bloomington talking to you, to Councilman Robert Cook and Mr. Norbert Peace, and to Water Superintendent Lester Thornton and City Engineer Barry Doyle. With the latter two gentlemen I visited the dam area of Griffy Reservoir. The subject of our discussions was present and potential recreational use of the public water supply lakes.

Without going into the details of all that was said, I am giving some suggestions of the State Board of Health for your handling of the situation.

In the first place both Griffy and Bean Blossom Lakes are water supply reservoirs, the source of drinking water for the community. They are built and paid for by the water users and not from general tax funds. You were the first to suggest that no use of the reservoirs should jeopardize the city drinking water supply. Such a stand is fundamental in State Board of Health policy as well.

No matter what recreational use may be made of either reservoir area, supervision will be required. Until details of this control have been worked out there should be no such use. Even then it would be our advice to grant privileges slowly, observing the results before going further.

We recognize that there may be aesthetic objections to certain uses of the lake areas which would not be cause for alarm from a practical standpoint in water treatment. One example would be swimming in an area remote from the intake. An actually detrimental practice, on the other hand, would be the use of motor boats of such size and in such areas as to rile the water and make it more difficult to treat. Another very real problem where any great number of people are concerned is the disposal of human wastes which they bring onto the watershed.

In our opinion, a reasonable amount of rowboating and fishing could be handled on Griffy Lake with proper supervision, if no boats were permitted closer than 100 yards to the intake or to the overflow spillway. This distance could be marked by signs of sufficient size placed on the points of land where the valley narrows as it approaches the dam.

It would be further recommended that boating be limited to the hours between dawn and dusk as an expedient of control. Suitable toilet facilities should be maintained at the boat dock, which logically would be located near the bridge at the upper end of the lake. It seems to us the only motor boat that should be allowed on Griffy Lake would be that of the supervisor or patrolmen, and it need not be over 3 to 5 horsepower.

Approval of any recreational use involving Griffy Lake is predicated on complete and efficient treatment of the water in your filter plant. Your new plant has a high rate mechanical clarifier built as one unit. Any mechanical equipment will have to shut down for repair at some time, including periodic painting. For this and other reasons a fundamental consideration in our approval of plans for the new plant design was an understanding that the existing treatment units would be rebuilt and used as parallel or standby facilities. We can appreciate your desire to take an unhurried look at such a project but we remind you that it must be made a reality in the not too far distant future.

Please make your wishes known if you feel that we can be of any further assistance in this matter.

Very truly yours,

George G. Fassnacht, Chief  
Water Supply Section  
Division of Sanitary Engineering

GGF/fht

cc: James Simpson, Councilman  
Robert Cook, Councilman, § Rexell Drug Store on the Square  
Lester Thornton, W. W. Superintendent  
Barry Doyle, City Engineer  
Leroy Baker, City Attorney  
Central Area Office"

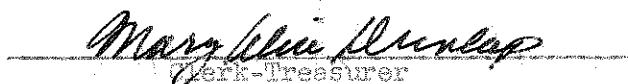
Councilman Simpson moved that the Ordinance Committee meet with the City Attorney to prepare an appropriate ordinance, as soon as possible, to permit rowboats on Griffy Creek Lake. The motion was seconded by Councilman Miller and upon vote the motion was carried unanimously.

Councilman Cook made a motion, seconded by Councilman Simpson, that the claims be approved and allowed as presented. Motion carried.

Mayor Lemon announced that there was no further business and the meeting was adjourned.

  
\_\_\_\_\_  
Presiding Officer

ATTEST:

  
\_\_\_\_\_  
Clerk-Treasurer

AGAG52