

REGULAR MEETING

Tuesday, June 7, 1955

THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, met in the Council Chamber in City Hall, on Tuesday, June 7, 1955, at the hour of six-thirty o'clock p.m. (6:30 P.M. C.S.T.) in regular session, with Mayor Kelly presiding.

Members present: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Members absent: Ramsey

The minutes of the last meeting were approved on motion of Councilman Miller, seconded by Councilman Porter.

On motion of Councilman Miller, seconded by Councilman Donham, and passed unanimously on a roll-call vote, the regular order of business was reversed in order that the Council might first take up the important ordinances to be considered.

The Finance Committee reported favorably on Ordinance No. 7 entitled "An Ordinance of the City of Bloomington authorizing the issuance and sale of bonds of said City for the purpose of providing funds to be applied on the cost of construction and equipment of a new fire station building in said City," and recommended that said ordinance be adopted as introduced and considered on first reading at the meeting of the Council held on May 17, 1955.

Councilman Carpenter then moved that Ordinance No. 7 be read a second time by title and opportunity be given for the offering of amendments. The motion was seconded by Councilman Donham, and on call of the roll was adopted by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

The Clerk-Treasurer then read Ordinance No. 7 a second time by title. No amendments were offered.

Councilman Porter then moved that Ordinance No. 7 be read a third time in full and placed upon its final passage. The motion was seconded by Councilman Miller, and on call of the roll was adopted by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

The Clerk-Treasurer then read Ordinance No. 7 in full, and said Ordinance was then placed upon its final passage, and on call of the roll was passed by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

Ordinance No. 7 having been passed by the affirmative vote of at least two-thirds of all members-elect of the Council, the Mayor declared said ordinance to be duly passed and adopted.

The Finance Committee also reported favorably on Appropriation Ordinance No. 3 entitled "An Ordinance of the City of Bloomington appropriating the sum of Fifty Thousand Dollars (\$50,000) to be applied on the cost of construction and equipment of a new fire station building, and expenses incidental thereto and the issuance of bonds on account thereof," and recommended that said ordinance be adopted as introduced and considered on first reading at the meeting of the Council held on May 17, 1955.

The Clerk-Treasurer presented proofs of publication and posting of the notice of the public hearing to be held at this meeting on said Appropriation Ordinance No. 3, showing that said notice had been published in The Star Courier and the Daily Herald-Telephone two

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times, one week apart, and had been posted in three public places in the City, the first publication and posting being at least ten days prior to this date.

On motion duly made, seconded and unanimously carried, said proofs of publication and posting were approved.

Councilman Carpenter moved that Appropriation Ordinance No. 3 be placed on second reading; that in order to advise interested taxpayers of the contents of the ordinance, the same be read in full, and that opportunity be given for the offering of amendments. The motion was seconded by Councilman Miller, and on call of the roll was adopted by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

The Clerk-Treasurer then read Appropriation Ordinance No. 3 a second time in full. Mayor Kelly announced that the Council was ready to hear all interested taxpayers on the question of the additional appropriation authorized by said ordinance.

All interested taxpayers having been heard and therebeing no amendments offered, Councilman Carpenter moved that Appropriation Ordinance No. 3 be read a third time by title and be placed on final passage. This motion was seconded by Councilman Porter and adopted by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

The Clerk-Treasurer then read Appropriation Ordinance No. 3 a third time by title. Appropriation Ordinance No. 3 was then placed upon its final passage, and on call of the roll was passed by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

Appropriation Ordinance No. 3 having been passed by the affirmative vote of at least two-thirds of all members-elect of the Council, the Mayor declared said ordinance to be duly passed and adopted.

The Clerk-Treasurer then read to the Council a resolution of the Board of Public Works and Safety which had been filed by said Board for presentation to the Council, the same being as follows:

RESOLUTION
OF
BOARD OF PUBLIC WORKS AND SAFETY

WHEREAS, the Stream Pollution Control Board of the State of Indiana, acting pursuant to the provisions of Chapter 214 of the Acts of the Indiana General Assembly for the year 1943, on February 18, 1955 issued a final order to the City of Bloomington to cease and desist the pollution of Clear Creek and tributaries thereof by discharging into said stream inadequately treated sanitary and domestic sewage and industrial wastes, and the Board of Public Works and Safety has heretofore found that it will be necessary for the City to enlarge and improve its existing sewage works in order to comply with said order; and

WHEREAS, the Board has heretofore employed Consoer, Townsend & Associates, consulting engineers of Chicago, Illinois, to prepare plans, specifications and estimates for the required works, and said engineers have prepared plans, specifications and estimates for said project, together with the necessary basic design data, and have filed copies of the same with this Board and the other bodies required by law; and

WHEREAS, the cost of said project as estimated by said engineers, including all of the items required by statute, is in the amount of Two Million Dollars (\$2,000,000), as more particularly itemized in the

estimate of said engineers now on file with this Board; and

WHEREAS, the Board finds that on the basis of the estimated cost of the project and the recommendations of the engineers, the schedule of rates and charges provided for in Ordinance No. 18-1954, adopted by the Common Council on December 21, 1954 and effective as of January 1, 1955, will be sufficient to provide funds to pay the increased cost of operation after the proposed additions, extensions and improvements to the City's sewage works are made, and to provide for the payment of interest and principal of the outstanding sewage works revenue bonds and the bonds required to be issued for the purpose of obtaining funds to pay the cost of the proposed project; and

WHEREAS, the City is authorized by Chapter 61 of the Acts of the Indiana General Assembly for the year 1932, as amended, to issue revenue bonds to obtain funds to pay the cost of the proposed additions, extensions and improvements, which bonds, under the provisions of said act, will be payable solely from the revenues of the City's sewage works, and consents for the issuance of additional sewage works revenue bonds, junior and subordinate to the outstanding bonds payable out of the revenues of the City's sewage works, have been obtained from the holders of more than sixty per cent (60%) of the outstanding bonds, as required by Sec. 10 (h) of Ordinance No. 11, 1934; and

WHEREAS, the Board of Public Works and Safety now finds that the cost of the required additions, extensions and improvements to the City's sewage treatment works should be financed by the issuance of revenue bonds issued pursuant to the provisions of said act, and the Board deems it expedient to take construction bids prior to the adoption of a bond ordinance by the Council, in order to determine with greater certainty the amount of bonds required to be issued to finance said project; now therefore,

BE IT RESOLVED by the Board of Public Works and Safety of the City of Bloomington that the plans, specifications, basic design data and estimates of cost prepared and filed by Consoer, Townsend & Associates be and the same are hereby approved.

RESOLVED FURTHER that the Common Council be requested to authorize the Board of Public Works and Safety to advertise and receive bids for the construction of the additions, extensions and improvements to the City's sewage works in accordance with the plans and specifications prepared and filed by Consoer, Townsend & Associates; that a copy of this resolution be filed with the Clerk-Treasurer for presentation to the Common Council for such purpose.

RESOLVED FURTHER that the form of ordinance providing for such authorization, prepared by Ross McCord Ice & Miller, bond counsel employed by the City, for submission to the Council, be and the same is hereby approved, and said ordinance be submitted to the Council with the request that the same be adopted.

Adopted this 6th day of June, 1955.

S/Emmett Kelly, Mayor
S/Jack M. Cason, City Engineer
S/Robert F. McCrea, City Attorney
Board of Public Works and Safety

ATTEST:

S/Esther F. Leavitt, Clerk-Treasurer

Councilman Carpenter thereupon introduced an ordinance entitled "An Ordinance of the City of Bloomington concerning the construction of additions, extensions and improvements to the City's sewage works, and other matters connected therewith," and moved that the Clerk-Treasurer number said ordinance and read the same in full, and that the same be considered on first reading. This motion was seconded by Councilman Donham and carried.

The Clerk-Treasurer then numbered said ordinance No. 8 and read the same in full.

Councilman Carpenter moved that Ordinance No. 8 be read a second time by title and opportunity be given for the offering of

amendments. The motion was seconded by Councilman Donham and on call of the roll was adopted by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

The Clerk-Treasurer then read Ordinance No. 8 a second time by title and no amendments were offered.

Councilman Carpenter then moved that the rules be suspended, and that Ordinance No. 8 be read a third time in full and placed upon its final passage. The motion was seconded by Councilman Van Meter and on call of the roll was adopted by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

The Clerk-Treasurer then read Ordinance No. 8 in full, and said ordinance was then placed upon its final passage and on call of the roll was passed by the following vote:

Ayes: Carpenter, Donham, Griffith, Miller, Porter, and Van Meter

Nays: None

The rules having been suspended by unanimous vote, and Ordinance No. 8 having been passed by the affirmative vote of at least two-thirds of all members-elect of the Council, the Mayor declared said ordinance to be duly passed and adopted.

A petition for annexation of property contiguous to the east corporation line of the City was presented by James Register, Attorney, on behalf of the trustees of the First Baptist Church of Bloomington, Indiana. An Ordinance annexing this property was presented for consideration and on motion of Councilman Griffith, seconded by Councilman Miller, passed to second reading by the unanimous vote of the Council on roll-call. After second reading by title only, Councilman Griffith moved the adoption of the Ordinance; Councilman Porter seconded motion and on a roll-call vote, the motion passed unanimously and Ordinance No. 9, 1955 entitled "An Ordinance Annexing Adjacent and Contiguous Territory Pursuant to the Filing of a Voluntary Petition" being property owned by the trustees of the First Baptist Church, Bloomington, Indiana, was declared duly adopted.

On motion of Councilman Carpenter, seconded by Councilman Miller, the Council returned to the regular order of business.

The Council accepted Departmental reports for May, 1955, as presented by the following:

Horace Robertson, Chief - Fire Department
 Roy E. Doub, Plumbing Inspector
 J. N. Gilmore, Street Commissioner
 L. N. Rogers, Superintendent - Sanitation Department

The following communication was received from the Bloomington Traffic Commission:

"Bloomington City Council
 City Hall
 Bloomington, Indiana

1 June 1955

Gentlemen:

At a called meeting of the Bloomington Traffic Commission, 31 May 1955, it was voted to suggest to you the following revision of the overtime parking fining system.

In any six month period, for the first offense of overtime parking in the time limit zone the fine would be \$1.00, second offense \$3.00, third offense \$5.00, fourth and subsequent offenses to be tried in City Court.

The above suggestion resulted from a joint meeting of a committee from the Traffic Commission and a committee from the Chamber of Commerce. It is felt by these committees and the Traffic Commission that the increased penalty would cut down the number of chronic violators of the Overtime Parking regulation.

The Traffic Commission further suggests, for the safety and convenience of motorists, that parking be removed from the North side of West 8th Street from College Avenue to the first alley East of College Avenue.

Respectfully,
S/Charles S. Fox, Secretary
Bloomington Traffic Commission"

After discussion by the Council and by interested persons present, Councilman Donham moved that the Council accept the recommendation of the Traffic Commission. Councilman Porter seconded motion. Councilman Griffith asked for a division of the question. On the first section concerning the progressive fines for overtime parking, the vote was: Ayes: Carpenter, Donham, Miller, Porter, and Van Meter Nays: Griffith. The second section concerning removal of parking from the north side of West Eighth Street from College Avenue to the first alley east of College Avenue on vote was approved unanimously. The City Attorney was directed to prepare an ordinance for consideration at the next meeting.

Councilman Donham reported for the Committee on Public Works in connection with their investigation of the petition to close part of an alley, and with the approval of the Committee, he moved that the City Attorney be instructed not to oppose the proposed closing of the center section of the first alley west of Jordan running north and south between Hunter and Second Streets; Councilman Carpenter seconded motion; motion carried.

Councilman Griffith reported for the Committee on Parks and Recreation regarding the Resolution of the Bloomington Federation of Labor, as follows:

"Your Committee on Parks and Recreation to which was referred the resolution of the Bloomington Federation of Labor regarding the building of a club house in Cascades Park has had the same under consideration and begs leave to submit the following report:

The committee notes with approbation the recommendation of the Federation for a balanced recreation program for the City of Bloomington and proper facilities therefor.

The committee feels that the people of the Bloomington community want facilities for a balanced recreational program for every section of Bloomington for all the people of Bloomington, and is heartily in accord with this recommendation of the Federation.

The committee wishes to point out, however, that such a progress and the facilities therefor will be possible only through the closest cooperation of all of us, and through the tolerance of each group for the recreational needs and interests of the other groups in the community.

The Committee on Parks and Recreation recommends that the resolution of the Bloomington Federation of Labor be placed on file for future reference, and that the members of the Federation of Labor be thanked by letter for their interest in the matter of a balanced recreation program for Bloomington and community.

COMMITTEE ON PARKS AND RECREATION:
By S/Herschel H. Griffith, Chairman
S/Boyd C. Porter, Member
S/W. L. Miller, Member"

Councilman Griffith moved the adoption of the report and recommendation of the Committee. Councilman Porter seconded motion; motion carried.

In answer to an inquiry by Councilman Griffith at the last meeting Police Chief John V. Axsom presented the following report:

"In response to a request made last Council meeting, attached hereto are the names of the Police Officers, who have attended the Indiana

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University Police Training School, Drunk-O-Meter School, National Police Academy, various short courses provided by the F.B.I., F.B.I. Finger Print School and Northwestern University Police Training and Traffic School.

Also submitted is the class schedule for the period, September 27 to October 8, 1954, which was the last School conducted on the Indiana University Campus available to the men of the Bloomington Police Department. Although the Department is somewhat undermanned and the responsibilities are heavy, during this particular period we sent four (4) men to the 1954 School.

We have taken advantage of the opportunity to send Officers to these Schools each year and it is our plan to continue doing so.

The class schedule and regulations show the subjects taught, and the lectures and courses that are given. Substantially the same course is given each year at Indiana University and Purdue University.

The Universities, Federal Bureau of Investigation, National Automobile Theft Bureau, Bureau of Narcotics, Bureau of Motor Vehicles, Evansville Police Department, Indianapolis Police Department and Indiana State Police Department, all sent men especially trained to provide the course of instruction at last year's School.

We have three (3) young men in the Department, who have not yet had the benefit of this training but each of them will be required to attend the next class conducted. If possible, one or two additional men will be asked to take the course of instruction.

I would like to remind the Council that Monroe County has one of the largest motor-vehicle registration of any County in the State, based on population. We have no figures but believe that we have as many drivers under 25 years of age, based on population, as any County in the State.


The City of Bloomington again received recognition for no traffic fatalities within its corporate limits and was one of twenty cities with a population in excess of 25,000 persons, so recognized.

Sincerely yours,
S/John V. Axsom, Chief of Police"

L. Derrell Weaver, President of the Bloomington Federation of Labor, expressed appreciation on behalf of the Federation for the action taken by the Council in response to their Resolution.

Mr. Leon Chitwood inquired as to an Ordinance providing for the surfacing of service stations with particular reference to the one in the 1100 block on South Walnut Street.

The Council adjourned on motion of Councilman Miller, seconded by Councilman Carpenter.



Presiding Officer

ATTEST:



Clerk Treasurer