

Tuesday, April 7, 1953

THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, INDIANA, met in the Council Chambers in the City Hall on Tuesday, April 7, 1953, at the hour of seven-thirty P.M. (7:30 P.M.), in regular session, with Mayor Kelly presiding.

Members present: Carpenter, Fowler, Griffith, McDaniel, Miller, Porter, and Ramsey.

Members absent: none

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

A request for a street light was received from nine residents of the area between Jackson and Madison Streets on Sixteenth Street. Councilman Miller reported that his Committee on Sidewalk and Street Lighting had investigated this request, and found it to be in order, and he moved that the Council approve a street light for this area; motion duly seconded by Councilman Griffith, and carried.

A street light was requested by fifteen residents for the intersection of Henderson and Dixie Streets. Councilman Miller reported his committee had already investigated this request and found it to be in order. On motion of Councilman Miller, seconded by Councilman Fowler, the Council approved the installation of a street light at this location.

Permission to cut curb to provide unloading access to their property at the corner of Indiana and Kirkwood Avenues was requested by the Wm. H. Block Co. After discussion, Councilman McDaniel moved that action on this request be postponed until such time as the matter could be investigated; Councilman Carpenter seconded the motion; motion carried.

A letter was received from Chester Wentzell, City Attorney of New Albany, Indiana, concerning the hearing on gas rate increase by the Public Service Commission, and soliciting funds for defense against the increase. Councilman Miller moved that the Council not take any action on this matter, and after a second by Councilman Ramsey, the motion carried. Councilman Carpenter moved the Council reconsider the question; Councilman Griffith seconded the motion; Mayor Kelly requested a roll call vote, and the response was as follows: Ayes: Carpenter, Fowler, Griffith, and Ramsey; Nays: McDaniel, Miller, and Porter; motion carried. Councilman Ramsey moved that if the City Attorney finds at the April 15th meeting that there is reason to support opposition to the gas rate increase, that the Council reconsider the matter; Councilman Porter seconded the motion; on a roll call vote the motion carried unanimously.

Ordinance No. 6, 1953, was presented to the Council for consideration, authorizing the City Clerk-Treasurer to reinvest for an additional one year period the surplus funds of the Sewage Sinking Fund. Councilman Carpenter moved the suspension of rules so that the Ordinance might be considered at this meeting; Councilman Porter seconded the motion; motion carried. Councilman Carpenter moved that the Ordinance No. 6, 1953, be adopted; Councilman Miller seconded the motion; motion carried.

A notice was received from the Civil Aeronautics Board concerning postponement of preliminary hearing conference with reference to air line service to Bloomington. Councilman Carpenter moved the notice be made a matter of record; Councilman Fowler seconded the motion; motion carried. The notice is as follows:

The report of Grace Robertson Chief of the Fire Department, for the month of March 1953 was accepted on motion of Councilman McMarch 18, 1953 and by Councilman Miller.

OZARK AIR LINES, INC.
DOCKET NO. 5988

NOTICE OF POSTPONEMENT OF PREHEARING CONFERENCE

The prehearing conference in the above-entitled case now assigned for March 31 is hereby postponed to April 8, 1953. This conference will be held at 10:00 A.M. (Eastern Standard Time) in Room 2045, Temporary Building, No. 4, Seventeenth and Constitution Avenue, N.W., Washington, D. C.

s/ Francis W. Brown
Chief Examiner

The report of Horace Robertson, Chief of the Fire Department, for the month of March 1953, was accepted by the Council on motion of Councilman McDaniel, seconded by Councilman Miller.

The report of J. N. Gilmore, Street Commissioner, for the month of March 1953, was accepted on motion of Councilman Fowler, seconded by Councilman Porter.

The Council accepted the report of Leonard Rogers, Superintendent of the Sanitation Department, on motion of Councilman Porter, seconded by Councilman Griffith.

Mr. and Mrs. Albert Chitwood inquired as to restrictions on building, business, and beaches, at the new waterworks reservoir. After discussion, by Council members, they were advised that the regulations for the lake area were not yet completed. Councilman Griffith pointed out that Committees had been appointed to make recommendations on the rules and regulations for the new lake, but pointed out that probably some definite principles might be adopted by the Council to serve to guide the Committees and also give owners of property at the lake some idea of what they can do, and keeping in mind that the lake should be developed to remain an asset to the community. Whereupon Councilman Griffith introduced the following Resolution; and moved it be adopted:

"Be It Resolved: That Committees 1 and 2 continue a coordinated effort to find a solution to the problem of developing a recreational area on the Riddle Farm: That Committee 3 work on an ordinance to be submitted at the next Council meeting for regulation of the use of lakearea; and that a 4th Committee with the City Engineer as Chairman and including the City Attorney and the Council Committee on Sewers and Sanitation prepare a Sanitary Ordinance for the lake shore to be presented at the next Council meeting.

Be It Further Resolved: That for the guidance of the Committees in their work, the following principles are set forth:

1. The primary purpose of the lake is to furnish water for the City of Bloomington, and that as a water utility the City Water Works has very definite responsibilities to the bond holders who furnished the money to finance the lake project.
2. That subject to the mortgage to the aforesaid bondholders this lake-reservoir is the property of the City of Bloomington and any entrance thereon without the consent of the City of Bloomington is a trespass against the said city.
3. It is a primary responsibility of the City of Bloomington to protect the water of the lake-reservoir from contamination coming from sanitary facilities near the lake shore by means of an ordinance setting forth rigid standards for such sanitary facilities.
4. Any swimming in the lake will be only at sites designated or authorized by the said city.
5. Any boating upon the lake will be strictly by the consent of the city and under such regulations as may be promulgated by it; and such consent and regulation shall be through issuance of permits.
6. Entrance to the lake by piers shall be strictly regulated by a system of licenses. The purpose of such regulation shall be to promote safety, to preserve the beauty of the lake shore, and indirectly to regulate the land use adjoining the shores of the lake.
7. Fishing in the lake shall be only by those holding proper fishing licenses and in season.

Councilman Carpenter seconded the motion; and on a roll call vote the Resolution was unanimously adopted.

Dr. M. B. McFall, on behalf of the Church Federation, requested that the Council eliminate those things at the lake that might be a source of sheriff calls, etc., later on.

Councilman Carpenter moved that the City Attorney draw up the necessary papers for the sale of the seven lots at Bryan Park, with the funds to be turned over to the Park Board for the development of Bryan Park; Councilman Griffith seconded the motion; motion carried.

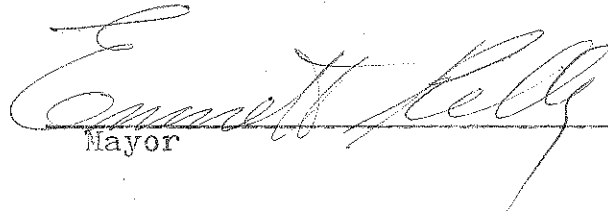
Report was made to the Council of the bidders on the garbage contract and the contract was read. Mr. Clement Baugh, low bidder, was introduced to the Council, and answered questions as to how he proposed to dispose of garbage, number of men he would hire, etc. Councilman Carpenter, moved the Common Council ratify, approve, and confirm, the contract between Clement Baugh and the Board of Public Works and Safety, and agree to appropriate the required amount of money annually. Councilman Fowler seconded the motion, and on a roll call vote, the motion passed unanimously.

Mrs. W. E. Richmond, on behalf of the Girl Scouts, requested consideration as to permitting an area around the lake to be used as a day camp for Brownies and other organization use.

J. R. Register, appeared on behalf of J. Mark Wolff and John Wolff and requested that the City not contest a suit filed by them to reacquire from the City of Bloomington thirty acres of land in the water reservoir area which has been sold to the City in error. After comment by City Attorney McCrea, Councilman Griffith moved that the City Attorney be instructed to not contest the suit; Councilman Porter seconded the motion, and on a roll call vote the motion passed unanimously.

City Attorney McCrea suggested to the Council that the Ordinance adopted in 1952 concerning Daylight Saving be used by the Council in 1953. Councilman Griffith moved that such an ordinance be prepared and presented to the Council at the next Council meeting; Councilman Porter seconded the motion; motion carried.

The meeting adjourned on motion of Councilman Griffith, seconded by Councilman Porter.



 Mayor

ATTEST:



 Clerk-Treasurer