

REGULAR MEETING

TUESDAY, DECEMBER 18, 1951

The COMMON COUNCIL met in regular session in the Council Chambers on Tuesday, December 18, 1951 at 7:30 o'clock P. M. with Mayor Lemon presiding.

Members Present: Chitwood, Dunn, Shank, Sikes, Woolery
Members Absent: Black, Parks.

The minutes of the last regular meeting were read by the Clerk-Treasurer and approved as read upon motion by Councilwoman Woolery, seconded by Councilman Shank and carried.

PETITIONS:

A petition was received from David L. Deckard, owner of property at 418 South Walnut St., requesting permission to cut the curb and sidewalk in front of said property for a distance of 20 feet in order to prevent a traffic hazard when entering Walnut Street from said property. Councilman Shank moved that this request be granted, subject to the approval of the State Highway Department, and provided work is done under the supervision of the City Engineer's office. Motion seconded by Councilman Dunn and carried.

LIGHTS:

Councilman Chitwood moved that a street light be installed at the corner of Blair Ave. & Fourteenth Streets and the corner of Maple and 14th Streets, at the request of the Christian Center; also a light be installed about halfway between First Street and Second Street on Washington Street and on the corner of Dodds and Lincoln Streets. Motion seconded by Councilman Shank and carried.

ORDINANCES:

Proof of publication from Star Courier and the Herald Telephone was shown to the Council, stating that action would be taken on Special Appropriation Ordinance No. 3, 1951 on this date.

Councilwoman Woolery moved that Ordinance No. 3, 1951 be duly adopted; motion seconded by Councilman Sikes. Upon roll call vote, the vote was as follows: Chitwood, aye; Dunn, aye; Shank, aye; Sikes, aye; Woolery, aye. Special Appropriation Ordinance No. 3, 1951 is hereby duly adopted as follows:

ORDINANCE OF THE CITY OF BLOOMINGTON,
COUNTY OF MONROE, STATE OF INDIANA,
SPECIAL APPROPRIATION No. 3, 1951.

An Ordinance specially appropriating from the general funds of the City of Bloomington, Monroe County, Indiana, not otherwise appropriated and appropriating said sums to the following funds in the following departments of said City, and transferring from the funds of the department of said City hereinafter named, heretofore appropriated to said department and appropriating said sums to the following funds of said department of said City, to meet the extraordinary emergency found to exist for the various purposes more specifically set out in said Ordinance.

Be It Ordained, by the Common Council of the City of Bloomington, Monroe County, Indiana:

Section 1: That there be, and hereby is, appropriated from the general funds of said City, not otherwise appropriated, to meet the extraordinary emergency found to exist for the expenditure of more money for the current year, 1951, than was set out in detail in the budget as finally adopted and appropriations as finally made, the following sums to the following funds in the following departments of the City of Bloomington, Indiana:

1. Board of Park Trustees
 - (a) 2 Services Contractual; 22 Heat, Light, Power and Water; 221 Electric Current \$ 450.00

The emergency which required the additional appropriation in the above item was brought about on account of the fact that during the year, 1951, flood lights were installed at Third Street Park and also a new Shelter House was constructed at Cascades Park and a new addition was made to the Club House at the Golf Course.

All of these items added additional cost to the electric current, which fact was not anticipated when the 1951 budget was adopted.

- (b) 2 Services Contractual; 22 Heat, Light, Power and Water;
224 Water \$ 500.00

The emergency which required the additional appropriation in the above item was brought about by failure to anticipate the amount of water that would be used during the year, 1951, and also due to the fact that there was^a leak at the swimming pool at Third Street Park which was not discovered in time to prevent the loss of water.

- (c) 3 Supplies; 33 Garage and Motor; 334 Other Garage and
Motor Supplies \$ 100.00

The emergency which required the additional appropriation in the above item was brought about by the fact that there were more repairs to motors needed than was anticipated when the 1951 budget was adopted.

2. Police Department

- (a) 3 Supplies; 33 Garage and Motor; 331, 332 and 334 Gasoline
Oil and Other Garage and Motor Supplies \$1000.00

The emergency which required the additional appropriation in the above item was brought about by the fact that there was more gasoline and oil used and more garage repairs needed than was anticipated when the 1951 budget was adopted.

Section 2: That there be, and hereby is, transferred and appropriated from certain funds of the various departments of said city, hereinafter referred to, already appropriated to said funds, to certain other funds of the various departments of said city hereinafter referred to, to meet the extraordinary emergency found to exist, for the expenditure of more money for the current year, 1951, than was set out in detail in the budget as finally adopted and appropriations as finally made, the following sums to the following funds in the following departments in the City of Bloomington, Indiana:

1. From, Fire Department ;
(a) 7 Properties; 72 Equipment; 726 Other Equipment \$ 200.00

To the following fund of Fire Department:

- (a) 3 Supplies; 33 Garage and Motor; 331, 332 and 334 Gasoline,
oil, and Other Garage and Motor Supplies \$ 200.00

The emergency which required the transfer and additional appropriation in the above item was brought about by the fact that there was more gasoline and oil used and more garage repairs needed than was anticipated when the 1951 budget was adopted.

Section 3: This Ordinance shall be in full force and effect from and after its passage by the Common Council and its approval by the Mayor, subject to the approval of the same by the State Board of Tax Commissioners.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, this 18th day of December, 1951.

/s/ Thos. L. Lemon
Mayor and Presiding Officer

ATTEST:

/s/ Helen Zell
City Clerk-Treasurer

Presented to the Mayor of the City of Bloomington, Indiana, this 18th day of December, 1951, at the hour of 7:45 o'clock P. M.

/s/ Helen Zell
City Clerk-Treasurer

Approved and signed by me this 18th day of December, 1951, at the hour of 7:45 o'clock P. M.

/s/ Thos. L. Lemon
Mayor of the City of Bloomington, Indiana

ATTEST:

/s/ Helen Zell
City Clerk-Treasurer

Councilwoman Woolery introduced Ordinance No. 4, 1951.

Councilwoman Woolery moved the rules be suspended in order that vote be taken on Ordinance No. 4, 1951. Motion seconded by Councilman Chitwood and roll call vote taken as follows: Chitwood, aye; Dunn, aye; Shank, aye; Sikes, aye; Woolery, aye. Motion carried.

Councilwoman Woolery moved Ordinance No. 4, 1951 be duly adopted. Motion seconded by Councilman Chitwood and roll call vote as follows: Chitwood, aye; Dunn, aye; Shank, aye; Sikes, aye; Woolery, aye. Ordinance No. 4, 1951 is hereby duly adopted as follows:

ORDINANCE OF THE CITY OF BLOOMINGTON,
COUNTY OF MONROE, STATE OF INDIANA,
No. 4, 1951.

An Ordinance amending Section 128 of Ordinance No. 6, 1950, said Ordinance No. 6, 1950, being and Ordinance in reference to zoning.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, COUNTY OF MONROE, STATE OF INDIANA:

Section 1: That Section 128 of Ordinance No. 6, 1950, be, and the same hereby is, amended to read as follows:

"The Board of Zoning Appeals as constituted at the time of the effective date of this ordinance, and the terms of office of the members thereof, shall be continued.

Meetings of the Board shall be held at the call of the Chairman and at such other times as the Board may determine. The Chairman, or in his absence, the Acting Chairman, may administer oaths and compel the attendance of witnesses. Petitions addressed to the Board shall, prior to public hearing, be referred to the Commission for written recommendation thereon. If the Commission shall fail to act within 25 days, it shall be deemed to approve each petitions.

Prior to decision on such petitions, the Board shall hold a public hearing thereon, notice of which shall be mailed to the petitioner and to the owners of all property deemed by the Board to be affected thereby as they appear in the current records of the County Auditor and also advertised ten days prior to the public hearing in two newspapers of general circulation published in the City. The cost of notifying affected property owners and the cost of advertising the notice of the public hearing shall be borne by the petitioner.

The concurring vote of three members of the Board shall be necessary to reverse any order, requirement, decision, or determination of the enforcement officer or other duly authorized administrative officer, and the concurring vote of four members of the Board shall be required to decide in favor of the petitioner on any matter within the discretion of the Board upon which it is required to pass under this ordinance or to affect any variation in the application of this ordinance.

The Board shall cause to be made a detailed report of all its proceedings, setting forth its reasons for its decisions, the vote of each member participating therein and the absence of a member or his failure to vote. Such record, immediately following the Board's decision shall be filed in the offices of the Board and of the enforcement officer, and shall be open to public inspection. Notice of such decision shall be mailed forthwith to each party in interest as aforesaid.

Any person or persons, jointly or severally aggrieved by any decision of the Board may proceed in the manner prescribed in Section 82, Chapter 174, Acts of 1947, General Assembly of the State of Indiana.

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

Passed and Adopted by the Common Council of the City of Bloomington, Indiana, this 18th day of December, 1951.

/s/ Thos. L. Lemon
Mayor and Presiding Officer

ATTEST:
/s/ Helen Zell
City Clerk-Treasurer

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Presented to the Mayor of the City of Bloomington, Indiana, this 18th day of December, 1951, at the hour of 8:55 o'clock, P. M.

/s/ Helen Zell
City Clerk-Treasurer

Approved and signed by me this 18th day of Dec., 1951, at the hour of 8:55 o'clock P. M.

/s/ Thos. L. Lemon
Mayor of the City of Bloomington,
Indiana.

ATTEST:

/s/ Helen Zell
City Clerk-Treasurer

CLAIMS:

Councilwoman Woolery moved Claims Nos. 3296 to 3500, inclusive, in the total amount of \$101,313.74 be approved and warrants ordered issued. Motion seconded by Councilman Sikes and carried.

There being no further business, the meeting adjourned.

Thos. L. Lemon
Mayor and Presiding Officer

ATTEST:

Helen Zell
Clerk-Treasurer & Secretary.