

MINUTES OF SPECIAL COUNCIL MEETING

June 29, 1959

IN THE MATTER OF REZONING:

Meeting called to order by the Mayor with all Councilmen being present.

On a motion by Haughn, 2nd by Brinkman, the meeting was moved to the Library for accomodations of people present.

On convening at the Library, Ordinance 6-59 to change zoning of lots 11 and 12 of Grant's Subdivision was read and meeting opened for discussion by proponents and opponents.

Opening remarks by Brown Pettit, Atty. for opponents, that he wanted noted in the records his objections to any one speaking in the matter other than those notified by registered mail.

Solicitor's decision was that anyone receiving letters or any interested parties thereto could be heard.

Proponents--

Larry Chambers spoke representing the Planning Commission approval of the rezoning.

Richard Harbold as President of the Business Association spoke of their approval.

Mr. E. C. Schlag, Division Freight Agent of B. & O. R.R. spoke of their approval of the matter.

Mr. Harold Moreland spoke at length on appraisal of Real Estate values and that the rezoning would not devalue properties in the area.

Then Mr. Charles Bauer submitted a petition with 45 persons signatures in support of the rezoning.

Opponents+-

Mr. Lambert then submitted a petition with the signatures of 39 property owners in the area opposing the rezoning.

Mr. Brown Pettit then spoke to some length in opposing the matter and said the action if taken against the 39 property owners in favor of the rezoning would be in violation of their rights under state law.

Discussion closed.

A motion was then made to call for a vote by Rothwell, 2nd by Brinkman. The results were as follows: On a roll, those voting yea were- Hinton, Haughn, Harrington, Kiehl, Rothwell, and Brinkman. No Neas. Ordinance carried.

Council then took a recess for 5 minutes.

After reconvening, Haughn brought up the matter of Blacktoping South Broadway questioning the Mayor and Clerk. The Mayor then spoke on the matter stating that due to the emergency of the situation it was necessary to take advantage of Dientz' facilities to do the work at once.

The Clerk then explained that he only helped coordinate the procedure to place it in a manner of proceeding and that he errored in not giving Mr. Lett the bids to take before Council when he, Mr. Lett took the Minutes for Clerk before the body during his absence.

Mr. Haughn then read a prepared letter to the Body (a copy which is on file in the Clerk's Office) condemning the whole procedure involved.

There were no other comments by Councilmen other than Mr. Harrington who stated that he believed the work was done in good faith and in compliance with the lowest bids and that Council should accept it.

No further action the meeting was adjourned.



Harry A. Yates, Clerk-Treasurer

APPROVED:


