

SPECIAL MEETING

Monday, January 19, 1970, 6:30 P.M.

A Special Meeting of the City-County Council of Indianapolis-Marion County convened in the City Council Chambers of the City-County Building at 6:30 P.M. on Monday, January 19, 1970.

President Hasbrook in the chair.

The Clerk read the call for the Special Meeting as follows:

TO THE MEMBERS OF THE CITY-COUNTY COUNCIL  
OF INDIANAPOLIS AND MARION COUNTY

GENTLEMEN:

You are hereby notified that there will be a SPECIAL MEETING of the CITY-COUNTY COUNCIL held in the Council Chamber on January 19, 1970, Monday, 6:30 P.M., the purpose of such SPECIAL MEETING being to consider General Ordinance No. 1, 1970, to receive new ordinances, and other proposals which may be presented to the Council.

Respectfully,

THOS. C. HASBROOK  
President, City-County Council

I, Marjorie H. O'Laughlin, Clerk of the City-County Council of Indianapolis and Marion County, do hereby certify that I have served the above and foregoing notice to each and every member of the City-County Council prior to the time of such SPECIAL MEETING pursuant to the rules.

In Witness Whereof, I have hereunto affixed my signature and caused the seal of the City of Indianapolis to be affixed.

MARJORIE H. O'LAUGHLIN  
City Clerk

The Clerk called the roll.

Present: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Gorham moved, seconded by Mr. Egenes, to dispense with the reading of the Journal of the previous meeting.

President Hasbrook called for the reading of Communications from the Mayor and other City Officials.

#### COMMUNICATIONS FROM THE MAYOR AND OTHER CITY OFFICIALS

January 19, 1970

To the Honorable President and Members of the City-County  
Council of Indianapolis and Marion County

Gentlemen:

Transmitted herewith are 28 copies of City-County Appropriation Ordinance No. 1, 1970, transferring One Hundred Thirty-three Thousand Four Hundred Ninety-eight Dollars (\$133,498.00) from certain designated appropriations for Marion County and from the

balance of the County General Fund to other designated funds of Marion County government and its institutions.

Respectfully submitted,

DWIGHT L. COTTINGHAM  
Councilman

January 19, 1970

To the Honorable President and Members of the City-County  
Council of Indianapolis and Marion County

Gentlemen:

Transmitted herewith are 28 copies of City-County Appropriation Ordinance No. 2, 1970, transferring \$34,600.00 from the unexpended balance of the Marion County Cumulative Bridge Fund to certain designated bridge projects.

Respectfully submitted,

DWIGHT L. COTTINGHAM  
Councilman

January 19, 1970

To the Honorable President and Members of the City-County  
Council of Indianapolis and Marion County

Gentlemen:

Transmitted herewith are 28 copies of City-County General Ordinance No. 2, 1970, to amend Municipal Code of Indianapolis, 1951, as amended, Title 4, Chapter 13, Section 4-1303, Paragraph (2), Trucks weighing over 10,000 Pounds Prohibited.

Respectfully submitted,

WILLIAM K. BYRUM  
Councilman

January 19, 1970

To the Honorable President and Members of the City-County  
Council of Indianapolis and Marion County

Gentlemen:

Transmitted herewith are 28 copies of City-County General Ordinance No. 3, 1970 to amend the Municipal Code of Indianapolis, 1951, as amended, Title 4, Chapter 5, Section 4-512 thereof, LEFT TURNS PROHIBITED AT CERTAIN INTERSECTIONS.

Respectfully submitted,

WILLIAM K. BYRUM  
Councilman

January 19, 1970

To the Honorable President and Members of the City-County  
Council of Indianapolis and Marion County

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the Indianapolis News and the Indianapolis Commercial, General Ordinance No. 8, 1969, Special Ordinance No. 25, 1969, and Special Ordinance No. 26, 1969 on December 31, 1969 and again on January 7, 1970.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN  
City Clerk

January 9, 1970

Mr. Thomas Hasbrook  
City-County Council  
City-County Building  
Indianapolis, Indiana 46204

Dear Mr. Hasbrook:

This letter will serve as formal notification that the Metropolitan Development Commission has unanimously appointed David Olan Meeker, Jr., Director of the Department of Development. His name is submitted to you for your consideration and action in accordance with the statute.

Yours very truly,

CHARLES L. WHISTLER  
President,  
Metropolitan Development Commission

President Hasbrook called for the reading of Committee Reports by the Clerk and requested the Vice-President to take the chair.

## COMMITTEE REPORTS

Indianapolis, Ind., January 19, 1970

To the President and Members of the City-County  
Council of Indianapolis and Marion County, Indiana

Gentlemen:

We, your Committee on Rules and Public Policy to whom was referred City-County General Ordinance No. 1, 1970,

Concerning the Government of the City of Indianapolis, Indiana, codifying its General Ordinances, as herein changed, ordaining new provisions, and, with stated exceptions, repealing all former General Ordinances.

beg leave to report that we have had said ordinance under consideration, and recommend that the same be passed, as amended.

THOMAS C. HASBROOK, Chairman

Chairman SerVaas called for the Introduction of New Ordinances.

## INTRODUCTION OF NEW ORDINANCES

### APPROPRIATION ORDINANCES

#### CITY-COUNTY APPROPRIATION ORDINANCE NO. 1, 1970

Introduced by Councilman Cottingham:

AN ORDINANCE transferring, appropriating, reappropriating, and reallocating the sum of One Hundred Thirty-three Thousand Four Hundred Ninety-eight Dollars (\$133,498.00) from certain designated appropriations for the expense of Marion County government and its institutions and from the unexpended, unencumbered and unappropriated balance of the County General Fund to other certain designated funds of Marion County government and its institutions as created by virtue of the Budget for 1970, City-County Ordinance No. 2, 1969 (County Ordinance No. 11, 1969), as amended, declaring an emergency and fixing a time when the same shall take effect.

Which was read for the first time and referred to the Committee on County & Townships.

#### CITY-COUNTY APPROPRIATION ORDINANCE NO. 2, 1970

Introduced by Councilman Cottingham:

AN ORDINANCE transferring and appropriating the sum of Thirty-four Thousand Six Hundred Dollars (\$34,600.00) from the unexpended, unencumbered and unappropriated balance of the Marion County Cumulative Bridge Fund to certain designated bridge projects, declaring an emergency and fixing a time when the same shall take effect.

Which was read for the first time and referred to the Committee on County & Townships.

## GENERAL ORDINANCES

### CITY-COUNTY GENERAL ORDINANCE NO. 2, 1970

Introduced by Councilman Byrum:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 13, Section 4-1303, Paragraph (2), Trucks Weighing over 10,000 Pounds Prohibited, providing penalties, and fixing a time when the same shall take effect.

Which was read for the first time and referred to the Committee on Transportation.

### CITY-COUNTY GENERAL ORDINANCE NO. 3, 1970

Introduced by Councilman Byrum:

AN ORDINANCE to amend the Municipal Code of Indianapolis, 1951, as amended, and more particularly Title 4, Chapter 5, Section 4-512 thereof. LEFT TURNS PROHIBITED AT CERTAIN INTERSECTIONS, providing penalties, and fixing a time when the same shall take effect.

Which was read for the first time and referred to the Committee on Transportation.

## ORDINANCES ON SECOND READING

Mr. Hasbrook called for a second reading of General Ordinance No. 1, 1970.

The Clerk read the Ordinance for the second time.

Mr. Hasbrook moved, seconded by Mr. Leak, to amend General Ordinance No. 1, 1970, as follows:

Indianapolis, Indiana, January 19, 1970

Mr. President:

I move that City-County General Ordinance No. 1, 1970, be amended as follows:

- page 1: Line 1: After the word "Indianapolis" insert the words "and of Marion County,"
- page 1. Line 4: After the word "Ordinance" and before period [.] add the words "of the City and County."
- page 1. Strike the ordaining clause and insert in lieu thereof the following: "BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:"
- page 1. Section 1-101, line 2: Delete the word "Municipal"
- page 1. Section 1-101, line 2. Delete the dashes [--], and insert in lieu thereof the following: "and Marion County,"
- page 1. Section 1-102, line 3: After the word "new" strike "Municipal" and in the same line after the word "city" add the words "and county"
- page 1. Section 1-104(2), line 2: After the word "the" insert the word "consolidated"
- page 2. Section 1-104(4), line 2: Between the word "the" and the word "city" insert the word "consolidated"
- page 2. Section 1-104(4), line 2: Insert between the word "Indianapolis" and the semi-colon [;] the words: "and of Marion County"
- page 2. Section 1-106, line 8: Delete the word "Municipal"
- page 2. Section 1-106, line 8: Delete the comma [,] and insert the following: "and Marion County,"



- page 2. Section 1-107, line 4: Delete the word "Municipal"
- page 2. Section 1-107, line 4: Delete the dashes [--], and insert in lieu thereof the following: "and Marion County,"
- page 3. Section 1-108, between lines 6 and 7, insert the following:
- |                              |    |
|------------------------------|----|
| "Each City-County Councilman | 2  |
| "The Clerk                   | 2" |
- page 5. Section 1-112, line 6: After the word "the" strike the word "common"
- page 5. Section 1-113, line 2: Delete the words "and constituting" and also the word "Municipal"
- page 5. Section 1-113, line 2: Delete the dashes [--] and insert in lieu thereof the following "and Marion County,"
- page 8. Strike the title in its entirety, and insert in lieu thereof the following: "SPECIAL SERVICE DISTRICT BOUNDARIES"
- page 8. Section 1-301, line 1: Strike the line in its entirety, and insert in lieu thereof the following: "1-301. City Boundaries before January 1, 1970.—The corporate boundaries of the city before January 1, 1970, which now constitute the fire and police special service districts are hereby declared and defined to be as follows:
- page 25. Section 1-320: Strike all of the sections and insert in lieu thereof the following: "1-320. Annexation—

That the City of Indianapolis, Indiana, be and the same is hereby extended so as to include the following described territory, which is annexed to and made a part of the City of Indianapolis, to-wit:

Beginning at a point in the north line of Section 22, Township 16 North, Range 3 East, in Marion County, Indiana, 4000 feet east of the Northwest corner of said Section 22; thence south a distance of 85 feet; thence west along the present corporation line of the City of Indianapolis a distance of 1000 feet; thence south to a point 150 feet south of the north line of said Section 22; thence west along the

present corporation line of the City of Indianapolis a distance of 1200 feet; thence south 300 feet; thence west along the present corporation line of said city a distance of 500 feet; thence north 300 feet; thence west along the present corporation line of said city to the west property line of Cold Spring Road; thence northeasterly along the west property line of Cold Spring Road to the north line of Section 21, Township 16 North, Range 3 East; thence east along said north section line to the northwest corner of the aforesaid Section 22, and continuing east along the north line of Section 22 to the place of beginning.

page 40. Section 1-349: Strike all of the section and insert in lieu thereof the following: "1-349. Annexation—

That the City of Indianapolis, Indiana, be and the same is hereby extended so as to include the following described territory, which is hereby annexed to and made a part of the territory constituting the City of Indianapolis, Indiana, described as follows:

Part of the Northeast one-quarter of Section 29, Township 16 North, Range 3 East of the second principal meridian, in Marion County, Indiana, described as follows, to-wit:

Beginning at a point 662 feet South of the North line 417½ feet west of the East line of said one quarter section, thence west parallel with the North line of one quarter section to the Southeasterly right of way line of Lafayette Road, and the present corporation line of the City of Indianapolis, thence Northwesterly along said southeasterly right of way line of Lafayette Road 251 feet, thence east parallel with the north line of said one quarter section to a point 417½ feet west of the east line of said one quarter section, thence south parallel with the east line of said one quarter section 201 feet to the place of beginning.

page 129. Section 1-501: Strike everything after the words "Reserved sections." and insert "This chapter is specifically reserved for those sections of the code which shall later be used for the description of the several districts of the city-county council after the present council re-districts itself pursuant to the provisions of section 308 of chapter 173 of the acts of 1969. Prior to the determination of new council districts, the city council districts shall be described in chapter 5 of the Municipal

Code of Indianapolis, 1951, as amended, and the county council districts shall be the same as last determined by the Board of County Commissioners of Marion County, Indiana. Nothing herein shall be construed as a determination of the councilmanic districts of the city-county council at this time.

- page 132. Add a new Section 1-703, to read as follows: "County ordinances specifically repealed. Ordinance number 110, 1966, of the Board of County Commissioners of Marion County, Indiana, is hereby expressly repealed.
- page 132. Add another Section 1-704, to read as follows: "City ordinances specifically repealed. General Ordinance No. 9, 1953, and General Ordinance No. 56, 1964, amendatory of General Ordinance No. 140, 1951, being the Municipal Code of Indianapolis, 1951, sections 2-2008 through 2-2012, 12-501 and 12-502, are hereby expressly repealed.
- page 147. Section 2-446, line 5: Strike all after the word "County", and insert in lieu thereof the punctuation, period [.]
- page 147. Section 2-446, line 6: Strike line 6 in its entirety.
- page 147. Section 2-446, line 7: Strike line 7 in its entirety.
- page 148. Section 2-447 (i), line 5: Delete all after the word "County"
- page 148. Section 2-447 (i), line 5: Delete all before the punctuation semi-colon [;]
- page 148. Section 2-447 (l): Delete all of this sub-section in its entirety.
- page 149. Section 2-447 (s): Delete the letters "roperty", and insert in lieu thereof the word "property."
- page 149. Section 2-447 (m) through (u): Re-identify each of these sub-sections with letters from "(l) through "(t)".

- page 149. Section 2-449, line 2: Delete the letter "p" between the words "twenty" and "five"
- page 149. Section 2-449, line 9: Delete two brackets [ ] and insert in lieu of each the number one [1]
- page 149. Section 2-449, line 11: Delete closing bracke "]" and insert in lieu of the number one [1]
- page 150. Section 2-449 (i), line 7: Delete the number three [3] and insert in lieu thereof the number [4].
- page 151. Section 2-450 (d), line 4: Delete the third number two [2], and insert in lieu thereof the number one [1]
- page 151. Section 2-450 (f), line 4: Delete all after the word "Indianapolis:"
- page 151: Section 2-450 (f), line 5: Delete all before the punctuation comma [,]
- page 151. Section 2-450 (l), line 3: Delete number two [2], and insert in lieu thereof the number [1]
- page 152. Section 2-450 (p), line 2: Delete all of sub-section (p)
- page 155. Section 2-455 (a), Insert between the word "and" and at the end of line 3 and the word "such" at the beginning of line 4, the following: "such respondent has failed to correct or eliminate"
- page 156. Section 2-456 (e), line 11: Strike the words "If the"
- page 156. Section 2-456 (e), line 12: Delete in its entirety
- page 156. Section 2-456 (e), line 13: Delete in its entirety
- page 156. Section 2-456 (e), line 14: Delete in its entirety
- page 156. Section 2-456 (e), line 15. Delete in its entirety

- page 156. Section 2-456 (e), line 16: Delete in its entirety
- page 156. Section 2-457 (c) line 7: Delete the number eight [8], and insert in lieu thereof the number seven [7]
- page 157. Section 2-458, line 1: Strike all after the period[.]
- page 157. Section 2-458, line 2: Delete all after the word "applies" and insert in lieu thereof the following: "Sections 2-446 through 2-462 of this chapter apply"
- page 157. Section 2-458, line 5: Delete all after the word "of," and insert in lieu thereof the words "Marion County,"
- page 157. Section 2-458, line 6: Delete all before the word "with"
- page 157. Section 2-461, line 6: Delete the number [3], and insert in lieu thereof the number two [2]
- page 157: Section 2-461, line 19: Delete the numbers five [5] and ought [0], and insert in lieu thereof the numbers four [4] and nine [9]
- page 158. Section 2-462: Strike this section in its entirety
- page 158. Section 2-463: Strike in its entirety.
- page 158. Renumber Section 2-464 as 2-462
- page 158. Section 463, line 2: After the word "created," add the words "the data processing agency, hereinafter referred to as the agency and," then strike the word "Marion" from line 2.
- page 158. Section 463, line 3: Strike the comma after the word "committee" and insert in lieu thereof a period [.] . Then strike the word "which" immediately after the period and insert in lieu thereof the word "The". Strike the word "Marion".
- page 158: Section 463, line 5: After the word "safety" add the words "executive director of the health and hospital corporation,"

page 158. Section 463, line 8: Add the following words "The auditor, treasurer and controller shall comprise the executive board of the agency".

page 158. Section 463, Strike last paragraph.

page 158. Renumber Section 2-466 as 2-464

page 158. Renumber Section 2-467 as 2-466 and insert a new section 2-465 as follows: "2-465. Executive board functions. The executive board shall establish personnel policies, job description and salary ranges for the agency, subject to the approval of the committee. The board shall also interview applicants for director, make recommendations to the committee as to his selection and suspension if necessary, and assist in screening other prospective employees of the agency."

page 158. In renumbered Section 2-466 on the last line thereof, strike the word "committee" and insert in lieu thereof the word "board" then add a new sentence as follows: "The first priority of the agency shall be to provide service to the auditor and treasurer in performing their function of tax assessment and collection."

The motion to amend passed on the following roll call vote:

Ayes 10, viz: Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 4, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, and Mr. Moriarty.

Mr. McPherson moved, seconded by Rev. Williams, to further amend General Ordinance No. 1, 1970, as follows:

Indianapolis, Ind., January 19, 1970

Mr. President:

I move that City-County General Ordinance No. 1, 1970 be amended by striking out under Section 2-110, page 138, paragraph 5 section (2) the words "where such an ordinance is initiated by a director, board or commission and inserting in lieu thereof the following words: "under suspension of the rules."

DONALD R. McPHERSON, Councilman

The motion to further amend passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. Byrum moved, seconded by Mr. McPherson, to further amend General Ordinance No. 1, 1970, as follows:

Mr. President:

I move that City-County General Ordinance No. 1, 1970, be amended as follows:

Page 138, Section 2-110(2), Line 4: After the word "Mayor," adding sentences as follows: "An ordinance may be introduced to the Council by presentation to any standing committee at a regular meeting thereof by the chairman of such committee. The committee chairman shall inform the President of the Council of such introduction and he shall at that time assign the ordinance to the appropriate committee and distribute copies to all Councilmen. At the next regular or special meeting of the Council, the President shall advise the Council of such assignment.

Page 138, Section 2-110(4), Line 2: strike the words "in Council meeting"

Line 3, strike the comma after "President" and add a period.

Line 3, before the word "unless" add the words "If introduction of an ordinance takes place at a regular or a special meeting of the whole Council, it shall be immediately referred by the President to the standing and/or permanent committee."

WILLIAM K. BYRUM, Councilman

The motion to further amend passed by unanimous voice vote.

On motion of Mr. Hasbrook, seconded by Mr. Gorham, General Ordinance No. 1, 1970, as amended, was ordered engrossed, read a third time and placed upon its passage.

After third reading the Ordinance passed, as amended, on the following roll call vote:

Ayes 9, viz: Mr. Byrum, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 4, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, and Mr. Moriarty.

Mr. Cottingham abstained, with permission of Council.

#### NEW BUSINESS

President Hasbrook announced that the Director of



Safety had been requested to study the existing police districts, with no commitment on the Council, and assigned the Committee on Safety and Committee on County & Townships to study the proposed report.

Mr. Egenes moved, seconded by Mr. Leak, for the adoption of Special Resolution No. 2, 1970, as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1970

WHEREAS, The Metropolitan Development Commission of the City of Indianapolis has, pursuant to Chapter 173 of the Acts of 1969 of the Indiana General Assembly, the power to appoint the Director of the Department of Metropolitan Development, subject to the approval of the City-County Council; and

WHEREAS, The Commission has informed the City-County Council in writing that they have on January 7, 1970, appointed David Olan Meeker, Jr., as such Director.

NOW THEREFORE, BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS:

Section 1. That the appointment of David Olan Meeker, Jr., as Director of the Department of Metropolitan Development by the Metropolitan Development Commission is here in all respects approved by the City-County Council.

Section 2. This resolution shall be in full force and effect from and after its passage.

The motion passed on the following roll call vote:

Ayes 14, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. Moriarty, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Mr. SerVaas moved, seconded by Rev. Williams, for the adoption of Special Resolution No. 3, 1970, as follows:

CITY-COUNCIL SPECIAL RESOLUTION NO. 3, 1970

WHEREAS, the County Council of Marion County, Indiana, has, pursuant to Chapter 226 of the Acts of 1935 of the Indiana General Assembly, as amended, the power to appoint a member to the local Alcoholic Beverage Board of Marion County, Indiana; and

WHEREAS, from and after January 16, 1970, any action authorized or required to be taken by a "County Council" under any statute or law of the State of Indiana, shall be deemed pursuant to Chapter 173 of the Acts of 1969 of the Indiana General Assembly, performed when done or taken by the City-County Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS:

Section 1. That Harry Kent Wick be, and he is hereby appointed as the County Council Member of the Marion County Liquor Board for the term of one (1) year, commencing January 16, 1970 and until his successor be appointed and has qualified.

Section 2. This resolution shall be in full force and effect from and after its passage.

The motion passed on the following roll call vote:

Ayes 9, viz: Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 4, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, and Mr. Moriarty.

Mr. Forestal abstained, with permission of Council.

On motion of Mr. Leak, seconded by Mr. Gorham, the Council adjourned at 7:55 P.M.

We hereby certify that the above and foregoing is a full, true, and complete record of the proceedings of the City-County Council of Indianapolis-Marion County held on the 19th day of January, 1970.

In witness whereof, we have hereunto subscribed our signatures and caused the seal of the City of Indianapolis to be affixed.

*Thomas C. Hasbun*

ATTEST:

President

*Maryanne N. O'Laughlin*

(SEAL)

City Clerk