

REGULAR MEETING

Monday, March 2, 1970, 6:30 P.M.

The regular meeting of the City-County Council of Indianapolis-Marion County convened in the Council Chambers in the City-County Building at 6:30 P.M. on Monday, March 2, 1970.

President Hasbrook in the chair.

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. Moriarty moved, seconded by Mr. McPherson, 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-County Officials.

COMMUNICATIONS FROM THE MAYOR AND OTHER CITY-COUNTY OFFICIALS

February 18, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS-
MARION COUNTY:

Gentlemen:

I have this day approved with my signature and delivered to the City Clerk, Mrs. Marjorie O'Laughlin, the following City Ordinances:

GENERAL ORDINANCE NOS. 2-5 and 7-10, 1970

. . . amending Title 4 of the Municipal Code. (Traffic Ordinance)

SPECIAL ORDINANCE NOS. 1-9, 1970

. . . annexing territory to the Police Special Service District.

SPECIAL RESOLUTION NO. 4, 1970

. . . pledging the cooperation of the City with HUD in conducting Operation Breakthrough.

SPECIAL RESOLUTION NO. 6, 1970

. . . establishing policies to be used to develop an orderly on-street parking removal program.

SPECIAL RESOLUTION NO. 7, 1970

. . . establishing policy relating to the Barrett Law method of constructing and financing residential street construction.

Respectfully submitted,

RICHARD G. LUGAR
Mayor

February 27, 1970

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE
CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS-
MARION COUNTY:

Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be posted in three public places and published in the Indianapolis News and

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the Indianapolis Commercial on February 19, 1970, and February 26, 1970, a "Notice to Taxpayers" of a public hearing on Appropriation Ordinance No. 3, 1970, to be held on Monday, March 2, 1970, in Room 221, City-County Building, at 6:30 P.M.

Also, pursuant to the laws of the State of Indiana, I caused to be published in the aforementioned papers on February 20, 1970, and again on February 27, 1970, General Ordinance Nos. 2-5, and 7-10, 1970, and Special Ordinance Nos. 1-9, 1970.

Respectfully submitted,

MARJORIE H. O'LAUGHLIN
City Clerk

March 2, 1970

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

Gentlemen:

Transmitted herewith are 28 copies of the following ordinances:

General Ordinance Nos. 49, 50, and 51, 1970, amending Title 4 of the Municipal Code, referred to Transportation Committee on February 17, 1970.

WILLIAM K. BYRUM
Councilman

General Ordinance Nos. 52, 53, 54, and 55, 1970, rezoning ordinances, certified from Metropolitan Development on February 18, 1970.

HAROLD J. EGENES
Councilman

General Ordinance No. 56, 1970, adding a new Chapter 16 to the Municipal Code, establishing rules and regulations for one and two family dwellings.

HAROLD J. EGENES
Councilman

Special Resolution No. 8, 1970, authorizing submission of a comprehensive City Demonstration Program.

DONALD R. McPHERSON
Councilman

President Hasbrook called for the Introduction of New Ordinances.

INTRODUCTION OF NEW ORDINANCES

CITY-COUNTY GENERAL ORDINANCES

CITY-COUNCIL GENERAL ORDINANCE NO. 49, 1970

Introduced by Councilman Byrum:

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 5 thereof, TURNING MOVEMENTS, and fixing a time when the same shall take effect.

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

Section 1. That the Municipal Code of Indianapolis, 1951, Title 4, Chapter 5 thereof, TURNING MOVEMENTS, be, and the same is hereby amended, as follows:

SECTION 4-506-6 LEFT TURNS PROHIBITED 6 A.M. TO 9 A.M.

Add: Southbound White River Pkwy., West Drive, to Eastbound 10th St.

Southbound White River Pkwy., West Drive, to Eastbound Michigan St.

ADD NEW SUBSECTION:

SECTION 4-506-7 LEFT TURNS PROHIBITED 3 P.M. TO 6 P.M.

Add: Northbound White River Pkwy., West Drive, to Westbound
10th St.

Northbound White River Pkwy., West Drive, to Westbound
Michigan St.

SECTION 4-506 LEFT TURNS PROHIBITED AT CERTAIN INTER-
SECTIONS

Add: Northbound White River Pkwy., East Drive, to Westbound
10th St.

Eastbound 10th St. to Northbound White River Pkwy., West
Drive

ADD NEW SUBSECTION:

SECTION 4-506-8 NO RIGHT TURNS 3 P.M. TO 6 P.M.

Add: Westbound 10th Street to Northbound White River Pkwy.,
West Drive

ADD NEW SUBSECTION:

SECTION 4-506-9 ALL TRAFFIC MUST TURN RIGHT

Add: Westbound 10th St. approaching the White River Bridge

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601 of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 50, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 7, Section 4-709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, and fixing a time when the same shall take effect.

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

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 7, Section 4-709 thereof, VEHICLES MUST STOP BEFORE ENTERING PREFERENTIAL STREETS, be, and the same is hereby amended as follows:

| | |
|------------------|---------------------------------|
| Preferential | Stop |
| West 10th Street | White River Parkway, East Drive |

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

CITY-COUNTY GENERAL ORDINANCE NO. 51, 1970

AN ORDINANCE to amend the Municipal Code of Indianapolis 1951, as amended, and more particularly Title 4, Chapter 6, Section 4-602 thereof, ONE-WAY STREETS AND ALLEYS, and fixing a time when the same shall take effect.

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

Section 1. That the Municipal Code of Indianapolis 1951, Title 4, Chapter 6, Section 4-602 thereof, ONE-WAY STREETS AND ALLEYS, be, and the same is hereby, amended, as follows:

DELETE:

| Street | From | To | Direction |
|----------------------------------|--------------|--------------|-----------|
| White River Pkwy., East Drive | New York St. | Michigan St. | South |

Section 2. This amendment shall be subject to the penalties as provided in Title 1, Chapter 6, Section 1-601, of the Municipal Code of Indianapolis 1951, as amended.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and compliance with all laws pertaining thereto.

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

CITY-COUNTY GENERAL ORDINANCE

NOS. 52 THROUGH 55, 1970

Introduced by Councilman Egenes:

G.O. NO. 52, 1970—

70-Z-13 Eldon L. Alig, 810 Fletcher Trust Bldg. requests rezoning of 4.00 acres, being in A-2 district, to D-7 classification to provide for multi-family dwellings. Located on the south side of Stop 11 Road, east side of Shelby St. in Perry Township (8000-8100 block of Shelby Street).

G.O. NO. 53, 1970—

69-Z-311 Roland B. & Janet Turner, 5228 West Minnesota St. request rezoning of 2.10 acres, being in D-3 district, to SU-34 classification to provide for a Boys' Club and facilities. Located on the north side of West Minnesota St., 230 feet east of Lynhurst Drive in Wayne Township.

G.O. NO. 54, 1970—

70-Z-14 Joseph A. & Margaret Wagle, 6503 West 71st St., re-

quest rezoning of 1.21 acres, being in D-2 district, to C-6 classification to provide for a gasoline service station. Located on the south side of West 71st St., west side of Marsh Road projected in Pike Township (6500 block of West 71st Street).

G.O. NO. 55, 1970—

70-Z-16 Paul L. & Jane E. Baldwin by Lester Irons, Attorney, 1313 Merchants Bank Bldg. request rezoning of 1.69 acres, being in D-3 district to C-4 classification to provide for a gasoline service station. Located on the south side of State Road No. 67 (Kentucky Ave.), west of I-465 interchange in Decatur Township (4400 block of Kentucky Avenue).

Which were read for the first time and referred to the Committee on Metropolitan Development.

CITY-COUNTY GENERAL ORDINANCE NO. 56, 1970

Introduced by Councilman Egenes:

AN ORDINANCE to amend the Municipal Code of Indianapolis, Title 8, 1951, as amended, by adding thereto a new and additional Chapter 16, establishing building rules and regulations for one- and two-family residences, and fixing a time when the same shall take effect.

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

Section 1. That Title 8, as amended, be and the same is hereby further amended by the addition of a new Chapter 16 which shall be entitled: "Building Rules and Regulations for One- and Two-Family Residences for the City of Indianapolis (Consolidated)."

Section 2. A printed copy of said Building Rules and Regulations for One- and Two-Family Residences for the City of Indianapolis (Consolidated) separately bound and printed is attached hereto and incorporated by reference herein. Two copies of said separately printed and bound Rules and Regulations have been filed with this

ordinance in the office of the City Clerk and are to be kept there for public inspection at all times.

Section 3. This amendment to the City Code shall be subject to the penalties provided for in Title 8, Chapter 14, Section 8-1401, of the Municipal Code of Indianapolis, 1951, as amended.

Section 4. This ordinance shall be in full force and effect from and after its passage, approval by the Mayor and publication pursuant to law.

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

CITY-COUNTY SPECIAL RESOLUTIONS

SPECIAL RESOLUTION NO. 8, 1970

Introduced by Councilman McPherson:

A RESOLUTION authorizing submission of a comprehensive City Demonstration Program by the chief executive officer of the City of Indianapolis to the Secretary of The United States Department of Housing and Urban Development.

WHEREAS the City of Indianapolis has prepared a comprehensive city demonstration program, and

WHEREAS the City-County Council finds that the program is necessary and desirable in order to improve the living conditions of people living in the model neighborhood, and

WHEREAS the City-County Council desires that the comprehensive city demonstration program be submitted to the Secretary of Housing and Urban Development (herein called the Secretary) for funding under Title I of the Demonstration Cities and Metropolitan Development Act of 1966.

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

Section 1. That the Mayor, Richard G. Lugar, or his successor is authorized to submit to the Secretary of the United States Department of Housing and Urban Development the comprehensive city demonstration program and such supporting and collateral material as shall be necessary.

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

Which was read for the first time and referred to the Special Committee on Model Cities.

President Hasbrook relinquished the Chair to Mr. SerVaas.

Chairman SerVaas called for Ordinances on Second Reading.

ORDINANCES ON SECOND READING

Mr. Hasbrook called for a second reading of General Ordinance No. 46, 1970.

The Clerk read the ordinance for the second time.

Mr. Hasbrook reported that the Committee on Rules and Policy recommended passage of this ordinance.

After discussion of the ordinance, Chairman SerVaas called for a roll call vote on the passage of General Ordinance No. 46, 1970.

The ordinance passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr.

Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 2, viz: Mr. Broderick and Mr. Moriarty.

Mr. Hasbrook called for a second reading of General Ordinance No. 48, 1970.

The Clerk read the ordinance for the second time.

Mr. Hasbrook reported that the Committee on Rules and Policy recommended passage of this ordinance.

After discussion of the ordinance, Chairman SerVaas called for a roll call vote on the passage of General Ordinance No. 48, 1970.

The ordinance 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. Hasbrook called for a second reading of Special Ordinance No. 10, 1970.

The Clerk read the ordinance for the second time.

Mr. Hasbrook reported that the Committee on Rules and Policy recommended passage of this ordinance.

After discussion of the ordinance, Chairman SerVaas called for a roll call on the passage of Special Ordinance No. 10, 1970.

The ordinance 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.

President Hasbrook resumed the Chair.

Mr. Leak called for a second reading of General Ordinance No. 47, 1970.

The Clerk read the ordinance for the second time.

Mr. Leak reported that the Committee on Public Safety recommended that the ordinance be amended and passed.

Mr. McPherson moved, seconded by Rev. Williams, that General Ordinance No. 47, be amended as follows:

Indianapolis, Ind., March 2, 1970

Mr. President:

I move that City-Council General Ordinance No. 47, 1970 be amended by striking out of Section 1, line 4, the words:

“by addition of the following:”

and inserting in lieu thereof the following:

“to read as follows:

- "40. (a) Second-hand motor vehicle dealers -----\$100.00
- (b) Second-hand dealers in motor vehicle parts or
accessories -----\$100.00

"Subject to all other provisions of this title and code: Provided, that no dealer shall be charged an additional fee for operating from more than one location."

and by striking out of Section 1, lines 5 through 17 in their entirety. and by re-numbering "Section 3." as "Section 4.", then adding a new Section 3. following Section 2., to read as follows:

"Section 3. That the holders of licenses heretofore issued for the current calendar year upon payment of \$200.00 therefore, under authority of amendatory General Ordinance No. 8, 1969, Section 1, paragraph 40., shall be reimbursed for all amounts paid in 1970 in excess of amount herein provided as license fees to be paid by such dealer."

DONALD R. McPHERSON, Councilman

The motion to amend passed by unanimous voice vote.

After further discussion, President Hasbrook called for a roll call vote on the passage of General Ordinance No. 47, 1970, as amended.

The ordinance 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 5, viz: Mr. Boyd, Mr. Broderick, Mr. Brown, Mr. Forestal, and Mr. Moriarty.

Rev. Williams called for a second reading of Special Resolution No. 5, 1970.

The Clerk read the ordinance for the second time.

Rev. Williams reported that the Committee on Parks & Recreation recommended passage of this Resolution.

After discussion, President Hasbrook called for a roll call vote on the passage of Special Resolution No. 5, 1970.

The resolution passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 2, viz: Mr. Broderick and Mr. Moriarty.

Mr. Byrum called for a second reading of General Ordinance No. 44, 1970.

The Clerk read the ordinance for the second time.

Mr. Byrum reported that the Committee on Transportation recommended that the ordinance be amended and passed.

Mr. Egenes moved, seconded by Rev. Williams, that General Ordinance No. 44, 1970, be amended as follows:

Indianapolis, Ind., March 2, 1970

Mr. President:

I move that General Ordinance No. 44, 1970 be amended by striking out the word "Illinois" where it appears in Section 1 thereof at line 11 on page 1 and insert the word "Pennsylvania".

Further, at line 20 of said section on page 2, that the word "Illinois" be deleted and the word "Pennsylvania" be inserted.

HAROLD J. EGENES, Councilman

The motion to amend passed by unanimous voice vote:

After further discussion, President Hasbrook called for a roll call vote on the passage of General Ordinance No. 44, 1970, as amended.

The ordinance passed on the following roll call vote:

Ayes 12, viz: Mr. Boyd, Mr. Brown, Mr. Byrum, Mr. Cottingham, Mr. Egenes, Mr. Forestal, Mr. Gorham, Mr. Leak, Mr. McPherson, Mr. SerVaas, Rev. Williams, and President Hasbrook.

Noes 2, viz: Mr. Broderick and Mr. Moriarty.

Mr. Byrum called for a second reading of General Ordinance No. 48, 1970.

The Clerk read the ordinance for the second time.

Mr. Byrum reported that the Committee on Transportation recommended passage of this ordinance.

After discussion, President Hasbrook called for a roll call vote on the passage of General Ordinance No. 45, 1970.

The ordinance 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. Cottingham called for a second reading of Appropriation Ordinance No. 3, 1970.

The Clerk read the ordinance for the second time.

Mr. Cottingham reported that the Committee on County and Townships recommended passage of this ordinance.

After discussion, President Hasbrook called for a roll call vote on the passage of Appropriation Ordinance No. 3, 1970.

The ordinance 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.

OLD BUSINESS

Mr. Moriarty inquired about the legal aspects which cover the numbering of houses and buildings so that people can find certain addresses from the street.

President Hasbrook requested that Mrs. Harriette Conn research this matter and report back to the Council

Mr. McPherson announced that there would be a

meeting of the Special Model Cities Committee on Wednesday, March 4, 1970, at 5:00 P.M. in Room 260, City-County Building.

Mr. Egenes announced that there would be a meeting of Metropolitan Development Committee on Wednesday, March 11, 1970, at 4:00 P.M. in Room 221, City-County Building.

President Hasbrook announced that there would be a Regular Meeting of the City-County Council on Monday, April 6, 1970, at 6:30 P.M. in the Council Chambers.

On motion of Rev. Williams, seconded by Mr. Gorham, the Council adjourned at 7:38 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 2nd day of March, 1970, at 6:30 P.M.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

Thomas C. Hasbrook

ATTEST:

President

Maryanne N. O'Laughlin

(SEAL)

City Clerk